

## **Exhibit E**

# W. R. Grace Asbestos Personal Injury Questionnaire



Due to space limitations, claimant  
reserves ALL objections for any  
blank response.



10315607039116

RE:

Hartley & O'Brien  
827 Main Street  
Wheeling WV 26003

REDACTED

REC'D JUL 12 2006



000868039116



WR GRACE PIQ 27781-0002

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IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE



Due to spa WR GRACE PIQ 27781-0003 nt

In re:

) Chapter 11 reserves A  
blank response.  
W. R. GRACE & CO., et al., ) Case No. 01-01139 (JKF)  
Debtors. ) Jointly Administered  
)

W. R. Grace  
Asbestos Personal Injury  
Questionnaire

YOU HAVE RECEIVED THIS QUESTIONNAIRE BECAUSE GRACE BELIEVES THAT YOU HAD SUED ONE OR MORE OF THE DEBTORS LISTED IN APPENDIX A ATTACHED TO THIS QUESTIONNAIRE BEFORE GRACE FILED FOR BANKRUPTCY ON APRIL 2, 2001 FOR AN ASBESTOS-RELATED PERSONAL INJURY OR WRONGFUL DEATH CLAIM, AND THAT CLAIM WAS NOT FULLY RESOLVED.

IF YOU HAVE SUCH A CLAIM, YOU MUST COMPLETE AND SUBMIT THIS QUESTIONNAIRE BY JANUARY 12, 2006 TO RUST CONSULTING, INC., THE CLAIMS PROCESSING AGENT, AT ONE OF THE FOLLOWING ADDRESSES:

IF SENT BY U.S. MAIL

RUST CONSULTING, INC.  
CLAIMS PROCESSING AGENT  
RE: W.R. GRACE & CO. BANKRUPTCY  
P.O. BOX 1620  
FARIBAULT, MN 55021

IF SENT BY FEDERAL EXPRESS, UNITED PARCEL SERVICE, OR A SIMILAR HAND DELIVERY SERVICE

RUST CONSULTING, INC.  
CLAIMS PROCESSING AGENT  
RE: W.R. GRACE & CO. BANKRUPTCY  
201 S. LYNDALE AVE.  
FARIBAULT, MN 55021

A QUESTIONNAIRE (AND ANY AMENDMENTS OR ADDITIONAL DOCUMENTS IN SUPPORT OF THE QUESTIONNAIRE) WILL NOT BE CONSIDERED UNLESS RECEIVED BY RUST CONSULTING, INC. BY JANUARY 12, 2006.

THIS QUESTIONNAIRE IS AN OFFICIAL DOCUMENT APPROVED BY THE COURT IN CONNECTION WITH ESTIMATING GRACE'S ASBESTOS-RELATED PERSONAL INJURY AND WRONGFUL DEATH CLAIMS AS A WHOLE. THE QUESTIONNAIRE IS BEING USED BY W. R. GRACE AS A MEANS TO SEEK INFORMATION ABOUT YOUR ASBESTOS CLAIM. BY TIMELY RETURNING THE QUESTIONNAIRE AS COMPLETELY AND ACCURATELY AS POSSIBLE, GRACE, THE OFFICIAL COMMITTEES, AND THE FUTURE CLAIMANTS REPRESENTATIVE WILL SEEK TO PRIORITIZE THE PROCESSING OF YOUR CLAIM UNDER ANY TRUST DISTRIBUTION PROCEDURES APPROVED AS PART OF A PLAN OF REORGANIZATION.

THE COURT HAS ORDERED THAT, AS PART OF THE DISCOVERY PROCESS, ALL HOLDERS OF PRE-PETITION ASBESTOS PERSONAL INJURY CLAIMS MUST COMPLETE AND RETURN THIS QUESTIONNAIRE. THUS, FAILURE TO TIMELY RETURN THE QUESTIONNAIRE AS COMPLETELY AND ACCURATELY AS POSSIBLE MAY RESULT IN SANCTIONS AND/OR OTHER RELIEF AVAILABLE UNDER APPLICABLE FEDERAL RULES.

BECAUSE YOUR CLAIM WILL BE EVALUATED IN ACCORDANCE WITH THE TRUST DISTRIBUTION PROCEDURES APPROVED AS PART OF A PLAN OF REORGANIZATION, COMPLETION OF THIS QUESTIONNAIRE DOES NOT MEAN THAT YOUR CLAIM WILL EITHER BE ALLOWED OR PAID. TO THE EXTENT YOU ATTACH TO THIS QUESTIONNAIRE DOCUMENTS ALSO NEEDED BY THE TRUST TO PROCESS YOUR CLAIM, SUCH DOCUMENTS WILL BE PROVIDED TO THE TRUST AND YOU WILL NOT NEED TO RESUBMIT THEM.

**INSTRUCTIONS****A. GENERAL**

1. This Questionnaire refers to any lawsuit that you filed before April 2, 2001 for an "asbestos wrongful death claim." This term is intended to cover any lawsuit alleging any claim for personal injury that relates to: (a) exposure to any products or materials containing asbestos that were manufactured, sold, supplied, produced, specified, selected, distributed or in any way marketed by one or more of the Debtors (or any of their respective past or present affiliates, or any of the predecessors of any of the Debtors or any of their respective past or present affiliates), or (b) exposure to vermiculite mined, milled or processed by the Debtors (or any of their respective past or present affiliates, any of the predecessors of any of the Debtors or any of their predecessors' respective past or present affiliates). It includes claims in the nature of or sounding in tort, or under contract, warranty, guarantee, contribution, joint and several liability, subrogation, reimbursement, or indemnity, or any other theory of law or equity, or admiralty for, relating to, or arising out of, resulting from, or attributable to, directly or indirectly, death, bodily injury, sickness, disease, or other personal injuries or other damages caused, or allegedly caused, directly or indirectly, and arising or allegedly arising, directly or indirectly, from acts or omissions of one or more of the Debtors. It includes all such claims, debts, obligations or liabilities for compensatory damages such as loss of consortium, personal or bodily injury (whether physical, emotional or otherwise), wrongful death, survivorship, proximate, consequential, general, special, and punitive damages.
2. Your Questionnaire will be deemed filed only when it has been received by Rust Consulting Inc., the Claims Processing Agent, via U.S. Mail, Federal Express, United Parcel Service or a similar hand delivery service. A Questionnaire that is submitted by facsimile, telecopy or other electronic transmission will not be accepted and will not be deemed filed.

**Do not send any Questionnaire to the Debtors, counsel for the Debtors, the Future Claimants Representative, the Official Committee of Unsecured Creditors, the Official Committee of Asbestos Personal Injury Claimants, the Official Committee of Asbestos Property Damage Claimants, the Official Committee of Equity Security Holders, or such Committees' counsel. Questionnaires that are filed with or sent to anyone other than Rust Consulting, Inc. will be deemed not to have been submitted, and such Questionnaires will not be considered.**

3. Your completed Questionnaire must (i) be written in English, and (ii) attach relevant supporting materials as instructed further below.
4. All holders of claims described on page i (and as described in further detail in Instruction A (1) above) are required to file this Questionnaire by Jan. 12, 2006. Your Questionnaire will be used in connection with the estimation hearing to be conducted by the Court pursuant to the Estimation Procedures Order (a copy of which is attached as Appendix B).
5. Any subsequent amendment to the Questionnaire will not be considered for any purpose unless received by Jan. 12, 2006.

**B. PART I – Identity of Injured Person and Legal Counsel**

Respond to all applicable questions. If you are represented by a lawyer, then in Part I (b), please provide your lawyer's name and the name, telephone number and address of his/her firm. If you are represented by a lawyer, he/she must assist in the completion of this Questionnaire. Also, if you would prefer that the Debtors send any additional materials only to your lawyer, instead of sending such materials to you, then check the box indicating this in Part I (b).

All references to "you" or the like in Parts I through X shall mean the injured person. If the injured person is deceased, then the executor of the person's will (or similar estate representative) must complete this Questionnaire.

**C. PART II – Asbestos-Related Condition(s)**

Please indicate all asbestos-related medical conditions for which you have been diagnosed. To complete questions related to injuries, medical diagnoses, and/or conditions, please use the following categories of customarily diagnosed conditions:

- Mesothelioma
- Asbestos-Related Lung Cancer
- Other Cancer (colon, laryngeal, esophageal, pharyngeal, or stomach)
- Clinically Severe Asbestosis
- Asbestosis
- Other Asbestos Disease

If you have been diagnosed with multiple conditions and/or if you received diagnoses and diagnostic tests relating to the same condition by multiple doctors, please complete a separate Part II for each initial diagnosis and any previous or subsequent diagnoses or diagnostic tests that change or conflict with the initial diagnosis. For your convenience, additional copies of Part II are attached as Appendix C to this Questionnaire.

**Supporting Documents for Diagnosis:** This Questionnaire must be accompanied by copies, with access to originals upon request, of any and all documents you, your counsel, or your doctors have or subsequently obtain that support or conflict with your diagnosis.

**X-rays and B-reads:** Please attach all x-ray readings and reports. You may, but are not required to, attach chest x-rays. The court, however, has ruled that Grace may seek access to chest x-rays upon request.

**Pulmonary Function Tests:** Please attach all pulmonary function test results, including the actual raw data and all spirometric tracings, on which the results are based.

**D. PART III - Direct Exposure to Grace Asbestos-Containing Products**

In Part III, please provide the requested information for the job and site at which you were exposed to asbestos-containing products. Indicate the dates of exposure to each Grace asbestos-containing product. If your employment was a result of your exposure to Grace asbestos-containing products, use the list of occupation and industry codes below to indicate the industry in which you worked at each site. If you allege exposure to Grace asbestos-containing products at multiple sites, the Court has ordered that you must complete a separate Part III for each site. For your convenience, additional copies of Part III are attached as Appendix D to this Questionnaire.



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Attach copies of any and all documents establishing that exposure to Grace asbestos-containing products had a substantial causal role in the development of the disease.

**Occupation Codes**

01. Air conditioning and heating installer/maintenance	31. Iron worker
02. Asbestos miner	32. Joiner
03. Asbestos plant worker/asbestos manufacturing worker	33. Laborer
04. Asbestos removal/abatement	34. Longshoreman
05. Asbestos sprayer/spray gun mechanic	35. Machinist/machine operator
06. Assembly line/factory/plant worker	36. Millwright/mill worker
07. Auto mechanic/bodywork/brake repairman	37. Mixer/bagger
08. Boilermaker	38. Non-asbestos miner
09. Boiler repairman	39. Non-occupational/residential
10. Boiler worker/cleaner/inspector/engineer/installer	40. Painter
11. Building maintenance/building superintendent	41. Pipefitter
12. Brake manufacturer/installer	42. Plasterer
13. Brick mason/layer/hod carrier	43. Plumber - install/repair
14. Burner operator	44. Power plant operator
15. Carpenter/woodworker/cabinetmaker	45. Professional (e.g., accountant, architect, physician)
16. Chipper	46. Railroad worker/carman/brakeman/machinist/conductor
17. Clerical/office worker	47. Refinery worker
18. Construction - general	48. Remover/installer of gaskets
19. Custodian/janitor in office/residential building	49. Rigger/stevedore/seaman
20. Custodian/janitor in plant/manufacturing facility	50. Rubber/tire worker
21. Electrician/inspector/worker	51. Sandblaster
22. Engineer	52. Sheet metal worker/sheet metal mechanic
23. Firefighter	53. Shipfitter/shipwright/ship builder
24. Fireman	54. Shipyard worker (md. repair, maintenance)
25. Flooring installer/tile installer/tile mechanic	55. Steamfitter
26. Foundry worker	56. Steelworker
27. Furnace worker/repairman/installer	57. Warehouse worker
28. Glass worker	58. Welder/blacksmith
29. Heavy equipment operator (includes truck, forklift, & crane)	59. Other
30. Insulator	

**Industry Codes**

001. Asbestos abatement/removal	109. Petrochemical
002. Aerospace/aviation	110. Railroad
100. Asbestos mining	111. Shipyard-construction/repair
101. Automotive	112. Textile
102. Chemical	113. Tire/rubber
103. Construction trades	114. U.S. Navy
104. Iron/steel	115. Utilities
105. Longshore	116. Grace asbestos manufacture or milling
106. Maritime	117. Non-Grace asbestos manufacture or milling
107. Military (other than U.S. Navy)	118. Other
108. Non-asbestos products manufacturing	



**E. PART IV – Indirect Exposure to Grace Asbestos-Containing Products**

In Part IV, please provide the information requested for any injury alleged to have been caused by asbestos-containing products through contact/proximity with another injured person. If you have contact/proximity with multiple injured persons, please complete a separate Part IV for each. For your convenience, additional copies of Part IV are attached as Appendix E to this Questionnaire.

**F. PART V – Exposure to Non-Grace Asbestos-Containing Products**

In Part V, please provide the requested information for each party against which you have filed a lawsuit and/or claim alleging exposure to asbestos-containing products other than Grace products. If you filed such lawsuits and/or claims against multiple parties, the Court has ordered that you must complete a separate Part V for each party. If exposure was in connection with your employment, use the list of occupation and industry codes in Part III to indicate your occupation and the industry in which you worked. For your convenience, additional copies of Part V are attached as Appendix F to this Questionnaire.

**G. PART VI – Employment History**

In Part VI, please provide the information requested for each industrial job you have held, other than jobs already listed in Parts III or V. Use the list of occupation and industry codes in the instructions to Part III to indicate your occupation and the industry in which you worked for each job. Please use the copy of Part VI attached as Appendix G to this Questionnaire if additional space is needed.

**H. PART VII -- Litigation and Claims Regarding Asbestos and/or Silica**

In Part VII, please describe any lawsuits and/or claims that were filed by you or on your behalf regarding asbestos or silica.

**I. PART VIII – Claims by Dependents or Related Persons**

Part VIII is to be completed only by dependents or related persons (such as spouse or child) of an injured person who sued the Debtors before April 2, 2001 for an asbestos-related personal injury or wrongful death claim against Grace not involving physical injury to him-/herself on account of his/her own exposure. One example of such a claim would be a claim for loss of consortium. If you are asserting such a claim, complete the entire Questionnaire, providing all information and documentation regarding the injured person.

**J. PART IX – Supporting Documentation**

In Part IX, please mark the boxes next to each type of document that you are submitting with this Questionnaire. As indicated in the instructions to Parts II and III, this Questionnaire must be accompanied by copies, with access to originals upon request, of any and all documents you, your counsel, or your doctors have or subsequently obtain that (a) support or conflict with your diagnosis and/or (b) establish exposure to Grace asbestos-containing products as having a substantial causal role in the development of the medical diagnoses, and/or conditions claimed. Original documents provided to Grace will be returned within a reasonable time after its professionals and experts have reviewed the documents.

Grace will reimburse your reasonable expenses incurred in providing (a) copies of depositions you have given in lawsuits in which Grace was not a party and/or (b) any documents you have previously provided to Grace in prior litigation. Please indicate the documents for which you are seeking reimbursement and attach a receipt for such cost.

**K. PART X -- Attestation that Information is True, Accurate and Complete**

By signing Part X, you, the injured person, are attesting and swearing, under penalty of perjury, that, to the best of your knowledge, all of the information in this Questionnaire is true, accurate and complete. If the injured person is deceased, then the executor of the person's will (or similar estate representative) must complete and sign Part X on behalf of the injured person.

The legal representative of the injured person must complete and sign Part X where indicated.

**PART I. IDENTITY OF INJURED PERSON AND LEGAL COUNSEL****a. GENERAL INFORMATION****REDACTED**

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**1. Name of Claimant:**

First MI Last

**2. Gender:**  Male  Female**3. Race (for purposes of evaluating Pulmonary Function Test results):** White/Caucasian African American Other**4. Last Four Digits of Social Security Number:****5. Birth Date:****6. Mailing Address:**

Address

City

State/Province

Zip/Postal Code

**7. Daytime Telephone Number:****REDACTED****b. LAWYER'S NAME AND FIRM****1. Name of Lawyer:** JAMES M. O'BRIEN**2. Name of Law Firm With Which Lawyer is Affiliated:** HARTLEY & O'BRIEN PLLC**3. Mailing Address of Firm:** 2001 MAIN ST SUITE 600 WHEELING WV 26003  
Address City State/Province Zip/Postal Code**4. Law Firm's Telephone Number or Lawyer's Direct Line:** (304) 233-0777 Check this box if you would like the Debtors to send subsequent material relating to your claim to your lawyer, in lieu of sending such materials to you.**c. CAUSE OF DEATH (IF APPLICABLE)****1. Is the injured person living or deceased?**  Living  Deceased  
If deceased, date of death: / /**2. If the injured person is deceased, then attach a copy of the death certification to this Questionnaire and complete the following:**

Primary Cause of Death (as stated in the Death Certificate): \_\_\_\_\_

Contributing Cause of Death (as stated in the Death Certificate): \_\_\_\_\_

**PART II. ASBESTOS-RELATED CONDITION(S)**

Mark the box next to the conditions with which you have been diagnosed and provide all information required in the instructions to this Questionnaire. If you have been diagnosed with multiple conditions and/or if you received diagnoses and diagnostic tests relating to the same condition by multiple doctors, please complete a separate Part II for each initial diagnosis and any previous or subsequent diagnoses or diagnostic tests that change or conflict with the initial diagnosis. For your convenience, additional copies of Part II are attached as Appendix C to this Questionnaire.

**1. Please check the box next to the condition being alleged:**

<input type="checkbox"/> Asbestos-Related Lung Cancer	<input type="checkbox"/> Mesothelioma
<input type="checkbox"/> Asbestosis	<input type="checkbox"/> Other Cancer (cancer not related to lung cancer or mesothelioma)
<input type="checkbox"/> Other Asbestos Disease	<input type="checkbox"/> Clinically Severe Asbestosis

**a. Mesothelioma:** If alleging Mesothelioma, were you diagnosed with malignant mesothelioma based on the following (check all that apply):

- diagnosis from a pathologist certified by the American Board of Pathology
- diagnosis from a second pathologist certified by the American Board of Pathology
- diagnosis and documentation supporting exposure to Grace asbestos-containing products having a substantial causal role in the development of the condition
- other (please specify): \_\_\_\_\_

## PART II: ASBESTOS-RELATED CONDITION(S) (Continued)

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b. **Asbestos-Related Lung Cancer:** If alleging Asbestos-Related Lung Cancer, were you diagnosed with lung cancer based on the following (check all that apply):

- findings by a pathologist certified by the American Board of Pathology
- evidence of asbestosis based on a chest x-ray reading of at least 1/1 on the ILO grade scale (a) conducted in compliance with the standards set forth in the International Labour Organization's *2000 International Classification of Radiographs of Pneumoconioses* and (b) by a B-reader certified by the National Institute for Occupational Safety and Health
- evidence of asbestosis based on a chest x-ray reading of at least 1/1 on the ILO grade scale (a) conducted in compliance with the standards set forth in the International Labour Organization's *2000 International Classification of Radiographs of Pneumoconioses* and (b) by a second B-reader certified by the National Institute for Occupational Safety and Health
- evidence of asbestosis determined by pathology
- evidence of asbestos-related nonmalignant disease based on a chest x-ray reading of at least 1/0 on the ILO grade scale (a) conducted in compliance with the standards set forth in the International Labour Organization's *2000 International Classification of Radiographs of Pneumoconioses* and (b) by a B-reader certified by the National Institute for Occupational Safety and Health
- evidence of asbestos-related nonmalignant disease based on a chest x-ray reading of at least 1/0 on the ILO grade scale (a) conducted in compliance with the standards set forth in the International Labour Organization's *2000 International Classification of Radiographs of Pneumoconioses* and (b) by a second B-reader certified by the National Institute for Occupational Safety and Health
- diffuse pleural thickening as defined in the International Labour Organization's *Guidelines for the Use of the ILO International Classification of Radiographs and Pneumoconioses* (2000)
- a supporting medical diagnosis and supporting documentation establishing that exposure to Grace asbestos-containing products had a substantial causal role in the development of the lung cancer
- other (please specify): \_\_\_\_\_

c. **Other Cancer:**

(i) If alleging Other Cancer, please mark the box(es) next to the applicable primary cancer(s) being alleged:

colon       pharyngeal       esophageal       laryngeal       stomach cancer  
 other, please specify: \_\_\_\_\_

(ii) Were you diagnosed with the above-indicated cancer based on the following (check all that apply):

- findings by a pathologist certified by the American Board of Pathology
- evidence of asbestosis based on a chest x-ray reading of at least 1/1 on the ILO grade scale (a) conducted in compliance with the standards set forth in the International Labour Organization's *2000 International Classification of Radiographs of Pneumoconioses* and (b) by a B-reader certified by the National Institute for Occupational Safety and Health
- evidence of asbestosis based on a chest x-ray reading of at least 1/1 on the ILO grade scale (a) conducted in compliance with the standards set forth in the International Labour Organization's *2000 International Classification of Radiographs of Pneumoconioses* and (b) by a second B-reader certified by the National Institute for Occupational Safety and Health
- evidence of asbestosis determined by pathology
- a supporting medical diagnosis and supporting documentation establishing that exposure to Grace asbestos-containing products had a substantial causal role in the development of the cancer
- other (please specify): \_\_\_\_\_

**PART II: ASBESTOS-RELATED CONDITION(S) (Continued)**

d. **Clinically Severe Asbestosis:** If alleging Clinically Severe Asbestosis, was your diagnosis based on the following (check all that apply):

- diagnosis of a pulmonologist or internist certified by the American Board of Internal Medicine
- a chest x-ray reading of at least 2/1 on the ILO grade scale (a) conducted in compliance with the standards set forth in the International Labour Organization's *2000 International Classification of Radiographs of Pneumoconioses* and (b) by a B-reader certified by the National Institute for Occupational Safety and Health
- a chest x-ray reading of at least 2/1 on the ILO grade scale (a) conducted in compliance with the standards set forth in the International Labour Organization's *2000 International Classification of Radiographs of Pneumoconioses* and (b) by a second B-reader certified by the National Institute for Occupational Safety and Health
- asbestosis determined by pathology
- a pulmonary function test, conducted in accordance with the standards set forth in the American Thoracic Society's *Lung Function Testing; Selection of Reference Values and Interpretive Strategies*, demonstrating total lung capacity less than 65% predicted
- a pulmonary function test, conducted in accordance with the standards set forth in the American Thoracic Society's *Lung Function Testing; Selection of Reference Values and Interpretive Strategies*, demonstrating forced vital capacity less than 65% predicted and a FEV1/FVC ratio greater than or equal to 65% predicted
- a supporting medical diagnosis and supporting documentation establishing that exposure to Grace asbestos-containing products had a substantial causal role in the development of the asbestosis
- other (please specify): \_\_\_\_\_

e. **Asbestosis:** If alleging Asbestosis, was your diagnosis based on the following (check all that apply):

- diagnosis of a pulmonologist or internist certified by the American Board of Internal Medicine
- a chest x-ray reading conducted in compliance with the standards set forth in the International Labour Organization's *2000 International Classification of Radiographs of Pneumoconioses* by a B-reader certified by the National Institute for Occupational Safety and Health, with one of the following: (i) at least 1/0 on the ILO grade scale, or (ii) diffuse pleural thickening as defined in the ILO's *Guidelines for the Use of the ILO International Classification of Radiographs and Pneumoconioses* (2000)
- a chest x-ray reading conducted in compliance with the standards set forth in the International Labour Organization's *2000 International Classification of Radiographs of Pneumoconioses* by a second B-reader certified by the National Institute for Occupational Safety and Health, with one of the following: (i) at least 1/0 on the ILO grade scale, or (ii) diffuse pleural thickening as defined in the ILO's *Guidelines for the Use of the ILO International Classification of Radiographs and Pneumoconioses* (2000)
- asbestosis determined by pathology
- a pulmonary function test, conducted in accordance with the standards set forth in the American Thoracic Society's *Lung Function Testing; Selection of Reference Values and Interpretive Strategies*, demonstrating a FEV1/FVC ratio greater than or equal to 65% predicted with either (a) total lung capacity less than 80% predicted or (b) forced vital capacity less than 80% predicted
- a supporting medical diagnosis and supporting documentation establishing that exposure to Grace asbestos-containing products had a substantial causal role in the development of the asbestosis
- other (please specify): \_\_\_\_\_

**PART II: ASBESTOS-RELATED CONDITION(S) (Continued)**

f. **Other Asbestos Disease:** If alleging any asbestos-related injuries, medical diagnoses, or those above, was your diagnosis based on the following (check all that apply): **WR GRACE PIQ 27781-0010**

- diagnosis of a pulmonologist or internist certified by the American Board of Internal Medicine
- diagnosis determined by pathology
- a chest x-ray reading conducted in compliance with the standards set forth in the International Labour Organization's *2000 International Classification of Radiographs of Pneumoconioses* by a B-reader certified by the National Institute for Occupational Safety and Health, with one of the following: (i) at least 1/0 on the ILO grade scale, or (ii) diffuse pleural thickening as defined in the ILO's *Guidelines for the Use of the ILO International Classification of Radiographs and Pneumoconioses* (2000)
- a chest x-ray reading conducted in compliance with the standards set forth in the International Labour Organization's *2000 International Classification of Radiographs of Pneumoconioses* by a second B-reader certified by the National Institute for Occupational Safety and Health, with one of the following: (i) at least 1/0 on the ILO grade scale, or (ii) diffuse pleural thickening as defined in the ILO's *Guidelines for the Use of the ILO International Classification of Radiographs and Pneumoconioses* (2000)
- a chest x-ray reading other than those described above
- a pulmonary function test, conducted in accordance with the standards set forth in the American Thoracic Society's *Lung Function Testing; Selection of Reference Values and Interpretive Strategies*, demonstrating a FEV1/FVC ratio greater than or equal to 65% predicted with either (a) total lung capacity less than 80% predicted or (b) forced vital capacity less than 80% predicted
- a pulmonary function test other than that discussed above
- a supporting medical diagnosis and supporting documentation establishing that exposure to Grace asbestos-containing products had a substantial causal role in the development of the condition
- a CT Scan or similar testing
- a diagnosis other than those above
- other (please specify): \_\_\_\_\_

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**PART II: ASBESTOS RELATED CONDITION(S) (Continued)****2. Information Regarding Diagnosis**

WR GRACE PIQ 27781-0011

Date of Diagnosis: \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_

Diagnosing Doctor's Name: \_\_\_\_\_

Diagnosing Doctor's Specialty: \_\_\_\_\_

Diagnosing Doctor's Mailing Address: \_\_\_\_\_  
Address \_\_\_\_\_

City \_\_\_\_\_ State/Province \_\_\_\_\_ Zip/Postal Code \_\_\_\_\_

Diagnosing Doctor's Daytime Telephone Number: \_\_\_\_\_ ( \_\_\_\_\_ ) \_\_\_\_\_ - \_\_\_\_\_

With respect to your relationship to the diagnosing doctor, check all applicable boxes:

Was the diagnosing doctor your personal physician? .....  Yes  NoWas the diagnosing doctor paid for the diagnostic services that he/she performed? .....  Yes  No

If yes, please indicate who paid for the services performed: \_\_\_\_\_

Did you retain counsel in order to receive any of the services performed by the diagnosing doctor? .....  Yes  NoWas the diagnosing doctor referred to you by counsel? .....  Yes  NoAre you aware of any relationship between the diagnosing doctor and your legal counsel? .....  Yes  No

If yes, please explain: \_\_\_\_\_

Was the diagnosing doctor certified as a pulmonologist or internist by the American Board of Internal Medicine at the time of the diagnosis? .....  Yes  NoWas the diagnosing doctor certified as a pathologist by the American Board of Pathology at the time of the diagnosis? .....  Yes  NoWas the diagnosing doctor provided with your complete occupational, medical and smoking history prior to diagnosis? .....  Yes  NoDid the diagnosing doctor perform a physical examination? .....  Yes  NoDo you currently use tobacco products? .....  Yes  NoHave you ever used tobacco products? .....  Yes  No

If answer to either question is yes, please indicate whether you have regularly used any of the following tobacco products and the dates and frequency with which such products were used:

 Cigarettes Packs Per Day (half pack = .5) \_\_\_\_\_ Start Year \_\_\_\_\_ End Year \_\_\_\_\_ Cigars Cigars Per Day \_\_\_\_\_ Start Year \_\_\_\_\_ End Year \_\_\_\_\_ If Other Tobacco Products, please specify (e.g., chewing tobacco): \_\_\_\_\_

Amount Per Day \_\_\_\_\_ Start Year \_\_\_\_\_ End Year \_\_\_\_\_

Have you ever been diagnosed with chronic obstructive pulmonary disease ("COPD")? .....  Yes  No

If yes, please attach all documents regarding such diagnosis and explain the nature of the diagnosis:

**3. Information Regarding Chest X-Ray**

Please check the box next to the applicable location where your chest x-ray was taken (check one):

 Mobile laboratory  Job site  Union Hall  Doctor office  Hospital  Other: \_\_\_\_\_Address where chest x-ray taken: \_\_\_\_\_  
Address \_\_\_\_\_

City \_\_\_\_\_ State/Province \_\_\_\_\_ Zip/Postal Code \_\_\_\_\_

**PART II: ASBESTOS-RELATED CONDITION(S) (Continued)****4. Information Regarding Chest X-Ray Reading**

Date of Reading: \_\_\_\_ / \_\_\_\_ / \_\_\_\_

ILO score: \_\_\_\_\_

Name of Reader: \_\_\_\_\_

Reader's Daytime Telephone Number: .....( \_\_\_\_ ) \_\_\_\_\_

Reader's Mailing Address: \_\_\_\_\_

Address

City \_\_\_\_\_ State/Province \_\_\_\_\_ Zip/Postal Code \_\_\_\_\_

With respect to your relationship to the reader, check all applicable boxes:

Was the reader paid for the services that he/she performed? .....  Yes  No

If yes, please indicate who paid for the services performed: \_\_\_\_\_

Did you retain counsel in order to receive any of the services performed by the reader? .....  Yes  NoWas the reader referred to you by counsel? .....  Yes  NoAre you aware of any relationship between the reader and your legal counsel? .....  Yes  No

If yes, please explain: \_\_\_\_\_

Was the reader certified by the National Institute for Occupational Safety and Health at the time of the reading?

.....  Yes  No

If the reader is not a certified B-reader, please describe the reader's occupation, specialty, and the method through which the reading was made: \_\_\_\_\_

**5. Information Regarding Pulmonary Function Test: ..... Date of Test: \_\_\_\_ / \_\_\_\_ / \_\_\_\_**

List your height in feet and inches when test given: ..... ft \_\_\_\_\_ inches

List your weight in pounds when test given: ..... lbs

Total Lung Capacity (TLC): ..... % of predicted

Forced Vital Capacity (FVC): ..... % of predicted

FEV1/FVC Ratio: ..... % of predicted

Name of Doctor Performing Test (if applicable): \_\_\_\_\_

Doctor's Specialty: \_\_\_\_\_

Name of Clinician Performing Test (if applicable): \_\_\_\_\_

Testing Doctor or Clinician's Mailing Address: \_\_\_\_\_

Address

City \_\_\_\_\_ State/Province \_\_\_\_\_ Zip/Postal Code \_\_\_\_\_

Testing Doctor or Clinician's Daytime Telephone Number: .....( \_\_\_\_ ) \_\_\_\_\_

Name of Doctor Interpreting Test: \_\_\_\_\_

Doctor's Specialty: \_\_\_\_\_

Interpreting Doctor's Mailing Address: \_\_\_\_\_

Address

City \_\_\_\_\_ State/Province \_\_\_\_\_ Zip/Postal Code \_\_\_\_\_

Interpreting Doctor's Daytime Telephone Number: .....( \_\_\_\_ ) \_\_\_\_\_

**PART II: ASBESTOS-RELATED CONDITION(S) (Continued)**

With respect to your relationship to the doctor or clinician who performed the pulmonary function test, check all applicable boxes:

If the test was performed by a doctor, was the doctor your personal physician? .....  Yes  No

Was the testing doctor and/or clinician paid for the services that he/she performed? .....  Yes  No

If yes, please indicate who paid for the services performed: \_\_\_\_\_

Did you retain counsel in order to receive any of the services performed by the testing doctor or clinician? ..  Yes  No

Was the testing doctor or clinician referred to you by counsel? .....  Yes  No

Are you aware of any relationship between either the doctor or clinician and your legal counsel? .....  Yes  No

If yes, please explain: \_\_\_\_\_

Was the testing doctor certified as a pulmonologist or internist by the American Board of Internal Medicine at the time of the pulmonary function test? .....  Yes  No

With respect to your relationship to the doctor interpreting the results of the pulmonary function test check all applicable boxes:

Was the doctor your personal physician? .....  Yes  No

Was the doctor paid for the services that he/she performed? .....  Yes  No

If yes, please indicate who paid for the services performed: \_\_\_\_\_

Did you retain counsel in order to receive any of the services performed by the doctor? .....  Yes  No

Was the doctor referred to you by counsel? .....  Yes  No

Are you aware of any relationship between the doctor and your legal counsel? .....  Yes  No

If yes, please explain: \_\_\_\_\_

Was the doctor interpreting the pulmonary function test results certified as a pulmonologist or internist by the American Board of Internal Medicine at the time the test results were reviewed? .....  Yes  No

**6. Information Regarding Pathology Reports:**

Date of Pathology Report: ..... / /

Findings: \_\_\_\_\_

Name of Doctor Issuing Report: \_\_\_\_\_

Doctor's Specialty: \_\_\_\_\_

Doctor's Mailing Address: \_\_\_\_\_  
Address \_\_\_\_\_

City	State/Province	Zip/Postal Code
------	----------------	-----------------

Doctor's Daytime Telephone Number: ..... ( ) \_\_\_\_\_ - \_\_\_\_\_

With respect to your relationship to the doctor issuing the pathology report, check all applicable boxes:

Was the doctor your personal physician? .....  Yes  No

Was the doctor paid for the services that he/she performed? .....  Yes  No

If yes, please indicate who paid for the services performed: \_\_\_\_\_

Did you retain counsel in order to receive any of the services performed by the doctor? .....  Yes  No

Was the doctor referred to you by counsel? .....  Yes  No

Are you aware of any relationship between the doctor and your legal counsel? .....  Yes  No

If yes, please explain: \_\_\_\_\_

Was the doctor certified as a pathologist by the American Board of Pathology at the time of the diagnosis? \_\_\_\_\_

Yes  No

**PART II: ASBESTOS-RELATED CONDITION(S) (Continued)**

500

7. With respect to the condition alleged, have you received medical treatment from a doctor

 Yes  No

*If yes, please complete the following:*

Name of Treating Doctor: \_\_\_\_\_

Treating Doctor's Specialty: \_\_\_\_\_

Treating Doctor's Mailing Address: \_\_\_\_\_

Address

City	State/Province	Zip/Postal Code
------	----------------	-----------------

Treating Doctor's Daytime Telephone number: .....(        )        -       

Was the doctor paid for the services that he/she performed? .....  Yes  No

*If yes, please indicate who paid for the services performed: \_\_\_\_\_*

Did you retain counsel in order to receive any of the services performed by the doctor? .....  Yes  No

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**PART IV: INDIRECT EXPOSURE TO GRACE ASBESTOS-CONTAINING**

1. Are you asserting an injury caused by exposure to Grace asbestos-containing products through another injured person? .....  Yes  No

*If yes, complete questions 2 through 10 of this section for each injured person through which you allege exposure to Grace asbestos-containing products. For your convenience, additional copies of Part IV are attached as Appendix E to this Questionnaire.*

2. Please indicate the following information regarding the other injured person:

Name of Other Injured Person: \_\_\_\_\_ Gender:  Male  Female

Last Four Digits of Social Security Number: \_\_\_\_\_ Birth Date: \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_

3. What is your Relationship to Other Injured Person: .....  Spouse  Child  Other

4. Nature of Other Injured Person's Exposure to Grace Asbestos-Containing Products:

\_\_\_\_\_

5. Dates Other Injured Person was Exposed to Grace Asbestos-Containing Products:

From: \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ To: \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_

6. Other Injured Person's Basis for Identification of Asbestos-Containing Product as Grace Product:

\_\_\_\_\_

7. Has the Other Injured Person filed a lawsuit related to his/her exposure? .....  Yes  No

*If yes, please provide caption, case number, file date, and court name for the lawsuit:*

Caption: \_\_\_\_\_

Case Number: \_\_\_\_\_ File Date: \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_

Court Name: \_\_\_\_\_

8. Nature of Your Own Exposure to Grace Asbestos-Containing Product:

\_\_\_\_\_

9. Dates of Your Own Exposure to Grace Asbestos-Containing Product:

From: \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ To: \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_

10. Your Basis for Identification of Asbestos-Containing Product as Grace Product:

\_\_\_\_\_

[REMAINDER OF PAGE INTENTIONALLY BLANK]

### PART V: EXPOSURE TO NON-GRACE ASBESTOS-CONTAINING PRODUCTS

Please complete the chart below for each party against which you have filed a lawsuit and/or claim alleging exposure to asbestos-containing products other than Grace products. If you filed such lawsuits and/or claims against multiple parties, the Court has ordered that you must complete a separate chart for each party. For your convenience, additional copies of Part V are attached as Appendix F to this Questionnaire.

If exposure was in connection with your employment, use the list of occupation and industry codes in the Instructions to Part III to indicate your occupation and the industry in which you worked. In the "Nature of Exposure" column, for each product listed, please indicate the letter(s) corresponding to whether you were any of the following during your exposure:

- (a) A worker who personally mixed Non-Grace asbestos-containing products
- (b) A worker who personally removed or cut Non-Grace asbestos-containing products
- (c) A worker who personally installed Non-Grace asbestos-containing products
- (d) A worker at a site where Non-Grace asbestos-containing products were being installed, mixed, removed or cut by others
- (e) A worker in a space where Non-Grace asbestos-containing products were being installed, mixed, removed or cut by others
- (f) If other, please specify.

**Party Against which Lawsuit or Claim was Filed:**

Site of Exposure 1	Job 1 Description:			Was exposure due to working in or around areas where product was being installed, mixed, removed, or cut? If Yes, please indicate your regular proximity to such areas
	Product(s)	Dates and Frequency of Exposure (hours/day, days/year)	Occupation Code If Code 11, specify	
Site Name: _____ Address: _____ City and State: _____ Site Owner: _____	Job 2 Description:			
Site Name: _____ Address: _____ City and State: _____ Site Owner: _____	Job 3 Description:			
Site Name: _____ Address: _____ City and State: _____ Site Owner: _____	Job 1 Description:			
Site Name: _____ Address: _____ City and State: _____ Site Owner: _____	Job 2 Description:			
Site Name: _____ Address: _____ City and State: _____ Site Owner: _____	Job 3 Description:			
Site Name: _____ Address: _____ City and State: _____ Site Owner: _____	Job 1 Description:			
Site Name: _____ Address: _____ City and State: _____ Site Owner: _____	Job 2 Description:			
Site Name: _____ Address: _____ City and State: _____ Site Owner: _____	Job 3 Description:			

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## PART VI: EMPLOYMENT HISTORY

WR GRACE PIQ 27781-0018



Other than jobs listed in Part III or V, please complete this Part VI for all of your prior industrial work experience up to and including your current employment. For each job, include your employer, location of employment, and dates of employment. Only include jobs at which you worked for at least one month. Please use the copy of Part VI attached as Appendix G to this Questionnaire if additional space is needed.

**Occupation Code:** \_\_\_\_\_ If Code 59, specify: \_\_\_\_\_

**Industry Code:** \_\_\_\_\_ If Code 118, specify: \_\_\_\_\_

**Employer:** \_\_\_\_\_

**Beginning of Employment:** \_\_\_\_ / \_\_\_\_ / \_\_\_\_ **End of Employment:** \_\_\_\_ / \_\_\_\_ / \_\_\_\_

**Location:** \_\_\_\_\_

Address

City	State/Province	Zip/Postal Code
------	----------------	-----------------

**Occupation Code:** \_\_\_\_\_ If Code 59, specify: \_\_\_\_\_

**Industry Code:** \_\_\_\_\_ If Code 118, specify: \_\_\_\_\_

**Employer:** \_\_\_\_\_

**Beginning of Employment:** \_\_\_\_ / \_\_\_\_ / \_\_\_\_ **End of Employment:** \_\_\_\_ / \_\_\_\_ / \_\_\_\_

**Location:** \_\_\_\_\_

Address

City	State/Province	Zip/Postal Code
------	----------------	-----------------

**Occupation Code:** \_\_\_\_\_ If Code 59, specify: \_\_\_\_\_

**Industry Code:** \_\_\_\_\_ If Code 118, specify: \_\_\_\_\_

**Employer:** \_\_\_\_\_

**Beginning of Employment:** \_\_\_\_ / \_\_\_\_ / \_\_\_\_ **End of Employment:** \_\_\_\_ / \_\_\_\_ / \_\_\_\_

**Location:** \_\_\_\_\_

Address

City	State/Province	Zip/Postal Code
------	----------------	-----------------

**Occupation Code:** \_\_\_\_\_ If Code 59, specify: \_\_\_\_\_

**Industry Code:** \_\_\_\_\_ If Code 118, specify: \_\_\_\_\_

**Employer:** \_\_\_\_\_

**Beginning of Employment:** \_\_\_\_ / \_\_\_\_ / \_\_\_\_ **End of Employment:** \_\_\_\_ / \_\_\_\_ / \_\_\_\_

**Location:** \_\_\_\_\_

Address

City	State/Province	Zip/Postal Code
------	----------------	-----------------

**PART VII: LITIGATION AND CLAIMS REGARDING ASBESTOS AND/OR SILICA****a. LITIGATION**

1. Have you ever been a plaintiff in a lawsuit regarding asbestos or silica? .....  Yes  No

*If yes, please complete the rest of this Part VII(a) for each lawsuit. For your convenience, additional copies of Part VII are attached as Appendix G to this Questionnaire*

2. Please provide the caption, case number, file date, and court name for the lawsuit you filed:

Caption: \_\_\_\_\_

Case Number: **REDACTED** \_\_\_\_\_

File Date: \_\_\_\_\_

Court Name: \_\_\_\_\_

3. Was Grace a defendant in the lawsuit? .....  Yes  No

4. Was the lawsuit dismissed against any defendant? .....  Yes  No

*If yes, please provide the basis for dismissal of the lawsuit against each defendant:*  
\_\_\_\_\_  
\_\_\_\_\_

5. Has a judgment or verdict been entered? .....  Yes  No

*If yes, please indicate verdict amount for each defendant(s):* \_\_\_\_\_

6. Was a settlement agreement reached in this lawsuit? .....  Yes  No

*If yes and the settlement was reached on or after April 2, 2001, please indicate the following:*

- Settlement amount for each defendant: \_\_\_\_\_
- Applicable defendants: \_\_\_\_\_
- Disease or condition alleged: \_\_\_\_\_
- Disease or condition settled (if different than disease or condition alleged): \_\_\_\_\_

7. Were you deposed in this lawsuit? .....  Yes  No

*If yes and Grace was not a party in the lawsuit, please attach a copy of your deposition to this Questionnaire.*

**b. CLAIMS**

1. Have you ever asserted a claim regarding asbestos and/or silica, including but not limited to a claim against an asbestos trust (other than a formal lawsuit in court)? .....  Yes  No

*If yes, please complete the rest of this Part VII(b). If no, please skip to Part VIII.*

2. Date the claim was submitted: \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_

3. Person or entity against whom the claim was submitted: \_\_\_\_\_

4. Description of claim: \_\_\_\_\_

5. Was claim settled? .....  Yes  No

6. Please indicate settlement amount: ..... \$ \_\_\_\_\_

7. Was the claim dismissed or otherwise disallowed or not honored? .....  Yes  No

*If yes, provide the basis for dismissal of the claim:* \_\_\_\_\_

**PART VIII: CLAIMS BY DEPENDENTS OR RELATED PERSON**

REDACTED

Name of Dependent or Related Person:

Gender:  Male  Female

Last Four Digits of Social Security Number:

Birth Date:

Financially Dependent:

 Yes  NoRelationship to Injured Party:  Spouse  Child  Other If other, please specify \_\_\_\_\_

Mailing Address:

Address

City

State/Province

Zip/Postal Code

Daytime Telephone number: \_\_\_\_\_

**PART IX: SUPPORTING DOCUMENTATION**

Please use the checklists below to indicate which documents you are submitting with this form.

**Copies:**

- Medical records and/or report containing a diagnosis
- Lung function test results
- Lung function test interpretations
- Pathology reports
- Supporting documentation of exposure to Grace asbestos-containing products
- Supporting documentation of other asbestos exposure

- X-rays
- X-ray reports/interpretations
- CT scans
- CT scan reports/interpretations
- Depositions from lawsuits indicated in Part VII of this Questionnaire
- Death Certification

**Originals:**

- Medical records and/or report containing a diagnosis
- Lung function test results
- Lung function test interpretations
- Pathology reports
- Supporting documentation of exposure to Grace asbestos-containing products

- Supporting documentation of other asbestos exposure
- X-rays
- X-ray reports/interpretations
- CT scans
- CT scan reports/interpretations
- Death Certification

Grace will reimburse your reasonable expenses incurred in providing (a) copies of depositions you have given in lawsuits in which Grace was not a party and/or (b) any documents you have previously provided to Grace in prior litigation. Please indicate the documents for which you are seeking reimbursement and attach a receipt for such costs:

**PART X: ATTESTATION THAT INFORMATION IS TRUE AND ACCURATE**

The information provided in this Questionnaire must be accurate and truthful. This Questionnaire is an official court document that may be used as evidence in any legal proceeding regarding your Claim. The penalty for presenting a fraudulent Questionnaire is a fine of up to \$500,000 or imprisonment for up to five years, or both. 18 U.S.C. §§ 152 & 3571.

**TO BE COMPLETED BY THE INJURED PERSON.**

I swear, under penalty of perjury, that, to the best of my knowledge, all of the foregoing information contained in this Questionnaire is true, accurate and complete.

Signature: \_\_\_\_\_ Date: \_\_\_\_ / \_\_\_\_ / \_\_\_\_

Please Print Name: \_\_\_\_\_

*Due to space limitations, claimant reserves ALL objections for any response.*

**TO BE COMPLETED BY THE LEGAL REPRESENTATIVE OF THE INJURED PERSON.**

I swear that, to the best of my knowledge, all of the information contained in this Questionnaire is true, accurate and complete.

Signature: \_\_\_\_\_ Date: \_\_\_\_ / \_\_\_\_ / \_\_\_\_

Please Print Name: \_\_\_\_\_

**James M. O'Brien**  
Attorney at Law



WR GRACE PIQ 27781-0022

## APPENDIX D

Additional Copies of Part III of the Questionnaire Name of Claimant: Michael C. Brown  
PART III: DIRECT EXPOSURE TO GRACE ASBESTOS-CONTAINING PRODUCTS

Last 4 Digits of SSN: 0048

Please complete the chart below for each site at which you allege exposure to Grace asbestos-containing products. If you allege exposure at multiple sites, the Court has ordered that you must complete a separate chart for each site. For your convenience, additional copies of Part III are attached as Appendix D to this Questionnaire.

If exposure was in connection with your employment, use the list of occupation and industry codes in the Instructions to Part III to indicate your occupation and the industry in which you worked. In the "Nature of Exposure" column, for each job listed, please indicate the letter(s) corresponding to whether you were any of the following during your exposure:

- (d) A worker who personally mixed Grace asbestos-containing products
- (e) A worker who personally removed or cut Grace asbestos-containing products
- (f) A worker who personally installed Grace asbestos-containing products
  - (i) If other, please specify: \_\_\_\_\_
- (g) A worker at a site where Grace asbestos-containing products were being installed, mixed, removed or cut by others
- (h) A worker in a space where Grace asbestos-containing products were being installed, mixed, removed or cut by others

## Site of Exposure:

Site Name: \_\_\_\_\_

Location: \_\_\_\_\_

REDACTED

Site Type:  Residence  Business

Site Owner: \_\_\_\_\_

## Employer During Exposure:

Unions of which you were a member during your employment: TBEW

Job 1 Description:	Product(s)	Occupation	Industry	Was exposed due to working in a plant that produced or became involved in mixed, removed or cut products?	Nature of Exposure
Job 2 Description:	REDACTED	REDACTED	REDACTED	REDACTED	REDACTED
Job 3 Description:	REDACTED	REDACTED	REDACTED	REDACTED	REDACTED
Job 4 Description:	REDACTED	REDACTED	REDACTED	REDACTED	REDACTED
Job 5 Description:	REDACTED	REDACTED	REDACTED	REDACTED	REDACTED
Job 6 Description:	REDACTED	REDACTED	REDACTED	REDACTED	REDACTED

REDACTED

WORKER'S Social Secy		TYPE OF READING	IDENTIF	WR GRACE PIQ 27781-00	
		A 181P1			
1A. DATE OF X-RAY		1B. FILM QUALITY		1C. IS FILM COMPLETELY NEGATIVE?	
MOTH DAY YEAR APR. 10 1971		1213 F&P		YES <input checked="" type="checkbox"/>	No <input checked="" type="checkbox"/>
2A. ANY PARENCHYMAL ABNORMALITIES CONSISTENT WITH PNEUMOCONIOSIS?		YES <input checked="" type="checkbox"/>		COMPLETE 13 and 2C	NO <input type="checkbox"/>
2B. SMALL OPACITIES		C. PROFUSION		2C. LARGE OPACITIES	
a. SHAPE/SIZE PRIMARY SECONDARY		b. ZONES		SIZE 01A1B1C1	
pix att fus		pix att fus		R L	
3A. ANY PLEURAL ABNORMALITIES CONSISTENT WITH PNEUMOCONIOSIS?		YES <input type="checkbox"/>		COMPLETE 1B, 1C and 3D	NO <input checked="" type="checkbox"/>
3B. PLEURAL THICKENING		3C. PLEURAL THICKENING... Check Well		PROCEED TO SECTION 4	
a. DIAPHRAGM (pleura)		b. CIRCUMSCRIBED (pleura)		b. DIFFUSE	
SITE 01R1L1		SITE 01R1 IN PROFILE 01A1B1C1 L WIDTH 01112131 IL EXTENT 01112131 FACE ON 01112131 III. EXTENT 01112131		SITE 01R1 IN PROFILE 01A1B1C1 L WIDTH 01112131 IL EXTENT 01112131 FACE ON 01112131 III. EXTENT 01112131	
b. COSTOPHRÉNIC ANGLE		c. OTHER SITES		c. OTHER SITES	
SITE 01R1L1		01R1 EXTENT 01112131		01R1 EXTENT 01112131	
c. OTHER SITES		01R1 EXTENT 01112131		01R1 EXTENT 01112131	
4D. PLEURAL CALCIFICATION		4E. OTHER SYMBOLS (OBLIGATORY)		PROCEED TO SECTION 4	
a. DIAPHRAGM		b. WALL		c. OTHER SITES	
SITE 01R1 EXTENT 01112131		SITE 01R1 EXTENT 01112131		SITE 01R1 EXTENT 01112131	
c. OTHER SITES		01R1 EXTENT 01112131		01R1 EXTENT 01112131	
4A. ANY OTHER ABNORMALITIES?		YES <input type="checkbox"/>		COMPLETE 4B and 4C	NO <input checked="" type="checkbox"/>
4B. OTHER SYMBOLS (OBLIGATORY)		01az1bul1ca1cn1ic1cs1cv1di1et1em1es1fr1hi1ho1id1lh1kl1oi1ox1ro1tb1		PROCEED TO SECTION 5	
Report items which may be of proven clinical significance in this instance.		SPECIFY ONE 001		Date Personal Physician Received 11/11/71	
4C. OTHER COMMENTS		No asbestosis <input checked="" type="checkbox"/>		PROCEED TO SECTION 5	
		Consistent with <input checked="" type="checkbox"/>			
		Consistent with asbestos related disease <input type="checkbox"/>			
SHOULD WORKER SEE PERSONAL PHYSICIAN BECAUSE OF COMMENTS IN SECTION 4C.		YES <input type="checkbox"/>			

S. FILM READER'S INITIALS

**PHYSICIAN'S SOCIAL SECURITY NUMBER**

**DATE OF READING**

R A I H

01515 216 1121914

TEI 1996

### Components of social security: a number of social functions

NAME (LAST—FIRST—MIDDLE)

Ray A. Harron, MD P O Box 400 *Ray A. Harron, MD*  
STREET ADDRESS CITY STATE ZIP CODE  
901 West Main Street Bridgeport WV 26330

**Hartley & O'Brien, PLLC**  
Attorneys & Counselors at Law



R. DEAN HARTLEY (WV, PA & KY)  
JAMES M. O'BRIEN (WV, PA & KY)  
LESLIE ANN JAMES (WV & PA)  
MICHAEL P. GIERTZ (WV & OH)  
J. ZACHARY ZATEZALO (WV & TX)  
J. MICHAEL PRASCIK (WV)

The Wagner Building  
2001 Main Street • Suite 600  
Wheeling, WV 26003

[www.toxic tort lawyers.com](http://www.toxic tort lawyers.com)

Telephone: (304) 233-0777  
Telecopier: (304) 233-0774

July 11, 2006

**Via Federal Express**

Claims Processing Agent  
RUST CONSULTING, INC.  
201 S. Lyndale Avenue  
Faribault, MN 55021

**Re: W.R. Grace & Co. Bankruptcy**

Dear Sir or Madam:

Enclosed you will find 908 W.R. Grace Asbestos Personal Injury Questionnaires for the claimants on the attached list.

If there are any problems or you need any other information, feel free to contact me via phone or e-mail at [mburge@hartleyobrien.com](mailto:mburge@hartleyobrien.com).

Sincerely,

A handwritten signature of "Missy Burge".

MISSY BURGE  
SETTLEMENT COORDINATOR

Enc.



FedEx | Ship Manager | Label7927 9171 6907

Page 1 of 1

From: Origin ID: (304)233-0777  
MISSY BURGE  
HARTLEY & O'BRIEN, PLLC  
2001 MAIN STREET  
SUITE 600  
WHEELING, WV 26003



Ship Date: 11JUL06  
ActWgt: 30 LB  
System#: 5449958/NET2500  
Account#: S\*\*\*\*\*

Dimmed: 17 X 11 X 9 IN

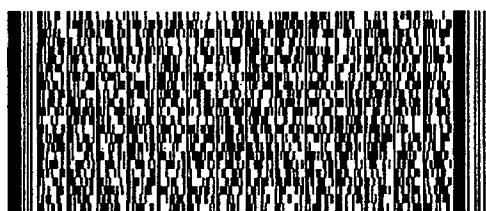
REF: WR Grace Questionnaires



Delivery Address Bar Code

SHIP TO: (507)333-4300 BILL SENDER  
Attn: WR Grace Claims Processor  
Rust Consulting, Inc.  
201 S Lyndale Avenue

Faribault, MN 55021



PRIORITY OVERNIGHT

WED

TRK# 7927 9171 6826

FORM  
0201

Deliver By:  
12JUL06

MSP AA

55021 -MN-US

NR FBLA



**W. R. Grace  
Asbestos Personal Injury  
Questionnaire**



Due to space limitations, claimant  
reserves ALL objections for any  
blank response.



RECD JUL 12 2006

RE:  
Hartley & O'Brien  
827 Main Street  
Wheeling WV 26003

**REDACTED**



000868024032



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IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE

In re: ) Chapter 11  
           )  
 W. R. GRACE & CO., et al., ) Case No. 01-01139 (JKF)  
           )  
 Debtors. ) Jointly Administered  
           )  
           ) Due to space limitations, claimant  
           ) reserves ALL objections for any  
           ) blank response.

# W. R. Grace Asbestos Personal Injury Questionnaire

YOU HAVE RECEIVED THIS QUESTIONNAIRE BECAUSE GRACE BELIEVES THAT YOU HAD SUED ONE OR MORE OF THE DEBTORS LISTED IN APPENDIX A ATTACHED TO THIS QUESTIONNAIRE BEFORE GRACE FILED FOR BANKRUPTCY ON APRIL 2, 2001 FOR AN ASBESTOS-RELATED PERSONAL INJURY OR WRONGFUL DEATH CLAIM, AND THAT CLAIM WAS NOT FULLY RESOLVED.

IF YOU HAVE SUCH A CLAIM, YOU MUST COMPLETE AND SUBMIT THIS QUESTIONNAIRE BY JANUARY 12, 2006 TO RUST CONSULTING, INC., THE CLAIMS PROCESSING AGENT, AT ONE OF THE FOLLOWING ADDRESSES:

IF SENT BY U.S. MAILIF SENT BY FEDERAL EXPRESS, UNITED PARCEL SERVICE, OR A SIMILAR HAND DELIVERY SERVICE

RUST CONSULTING, INC.  
CLAIMS PROCESSING AGENT  
RE: W.R. GRACE & CO. BANKRUPTCY  
P.O. BOX 1620  
FARIBAULT, MN 55021

RUST CONSULTING, INC.  
CLAIMS PROCESSING AGENT  
RE: W.R. GRACE & CO. BANKRUPTCY  
201 S. LYNDALE AVE.  
FARIBAULT, MN 55021

A QUESTIONNAIRE (AND ANY AMENDMENTS OR ADDITIONAL DOCUMENTS IN SUPPORT OF THE QUESTIONNAIRE) WILL NOT BE CONSIDERED UNLESS RECEIVED BY RUST CONSULTING, INC. BY JANUARY 12, 2006.

THIS QUESTIONNAIRE IS AN OFFICIAL DOCUMENT APPROVED BY THE COURT IN CONNECTION WITH ESTIMATING GRACE'S ASBESTOS-RELATED PERSONAL INJURY AND WRONGFUL DEATH CLAIMS AS A WHOLE. THE QUESTIONNAIRE IS BEING USED BY W. R. GRACE AS A MEANS TO SEEK INFORMATION ABOUT YOUR ASBESTOS CLAIM. BY TIMELY RETURNING THE QUESTIONNAIRE AS COMPLETELY AND ACCURATELY AS POSSIBLE, GRACE, THE OFFICIAL COMMITTEES, AND THE FUTURE CLAIMANTS REPRESENTATIVE WILL SEEK TO PRIORITIZE THE PROCESSING OF YOUR CLAIM UNDER ANY TRUST DISTRIBUTION PROCEDURES APPROVED AS PART OF A PLAN OF REORGANIZATION.

THE COURT HAS ORDERED THAT, AS PART OF THE DISCOVERY PROCESS, ALL HOLDERS OF PRE-PETITION ASBESTOS PERSONAL INJURY CLAIMS MUST COMPLETE AND RETURN THIS QUESTIONNAIRE. THUS, FAILURE TO TIMELY RETURN THE QUESTIONNAIRE AS COMPLETELY AND ACCURATELY AS POSSIBLE MAY RESULT IN SANCTIONS AND/OR OTHER RELIEF AVAILABLE UNDER APPLICABLE FEDERAL RULES.

BECAUSE YOUR CLAIM WILL BE EVALUATED IN ACCORDANCE WITH THE TRUST DISTRIBUTION PROCEDURES APPROVED AS PART OF A PLAN OF REORGANIZATION, COMPLETION OF THIS QUESTIONNAIRE DOES NOT MEAN THAT YOUR CLAIM WILL EITHER BE ALLOWED OR PAID. TO THE EXTENT YOU ATTACH TO THIS QUESTIONNAIRE DOCUMENTS ALSO NEEDED BY THE TRUST TO PROCESS YOUR CLAIM, SUCH DOCUMENTS WILL BE PROVIDED TO THE TRUST AND YOU WILL NOT NEED TO RESUBMIT THEM.

**INSTRUCTIONS**

WR GRACE PIQ 44944-0004

**A. GENERAL**

- This Questionnaire refers to any lawsuit that you filed before April 2, 2001 for an "asbestos wrongful death claim." This term is intended to cover any lawsuit alleging any claim for personal injuries or damages that relates to: (a) exposure to any products or materials containing asbestos that were manufactured, sold, supplied, produced, specified, selected, distributed or in any way marketed by one or more of the Debtors (or any of their respective past or present affiliates, or any of the predecessors of any of the Debtors or any of their respective past or present affiliates), or (b) exposure to vermiculite mined, milled or processed by the Debtors (or any of their respective past or present affiliates, any of the predecessors of any of the Debtors or any of their predecessors' respective past or present affiliates). It includes claims in the nature of or sounding in tort, or under contract, warranty, guarantee, contribution, joint and several liability, subrogation, reimbursement, or indemnity, or any other theory of law or equity, or admiralty for, relating to, or arising out of, resulting from, or attributable to, directly or indirectly, death, bodily injury, sickness, disease, or other personal injuries or other damages caused, or allegedly caused, directly or indirectly, and arising or allegedly arising, directly or indirectly, from acts or omissions of one or more of the Debtors. It includes all such claims, debts, obligations or liabilities for compensatory damages such as loss of consortium, personal or bodily injury (whether physical, emotional or otherwise), wrongful death, survivorship, proximate, consequential, general, special, and punitive damages.
- Your Questionnaire will be deemed filed only when it has been received by Rust Consulting Inc., the Claims Processing Agent, via U.S. Mail, Federal Express, United Parcel Service or a similar hand delivery service. A Questionnaire that is submitted by facsimile, telecopy or other electronic transmission will not be accepted and will not be deemed filed.

Do not send any Questionnaire to the Debtors, counsel for the Debtors, the Future Claimants Representative, the Official Committee of Unsecured Creditors, the Official Committee of Asbestos Personal Injury Claimants, the Official Committee of Asbestos Property Damage Claimants, the Official Committee of Equity Security Holders, or such Committees' counsel. Questionnaires that are filed with or sent to anyone other than Rust Consulting, Inc. will be deemed not to have been submitted, and such Questionnaires will not be considered.

- Your completed Questionnaire must (i) be written in English, and (ii) attach relevant supporting materials as instructed further below.
- All holders of claims described on page i (and as described in further detail in Instruction A (1) above) are required to file this Questionnaire by Jan. 12, 2006. Your Questionnaire will be used in connection with the estimation hearing to be conducted by the Court pursuant to the Estimation Procedures Order (a copy of which is attached as Appendix B).
- Any subsequent amendment to the Questionnaire will not be considered for any purpose unless received by Jan. 12, 2006.

**B. PART I – Identity of Injured Person and Legal Counsel**

Respond to all applicable questions. If you are represented by a lawyer, then in Part I (b), please provide your lawyer's name and the name, telephone number and address of his/her firm. If you are represented by a lawyer, he/she must assist in the completion of this Questionnaire. Also, if you would prefer that the Debtors send any additional materials only to your lawyer, instead of sending such materials to you, then check the box indicating this in Part I (b).

All references to "you" or the like in Parts I through X shall mean the injured person. If the injured person is deceased, then the executor of the person's will (or similar estate representative) must complete this Questionnaire.

**C. PART II – Asbestos-Related Condition(s)**

Please indicate all asbestos-related medical conditions for which you have been diagnosed. To complete questions related to injuries, medical diagnoses, and/or conditions, please use the following categories of customarily diagnosed conditions:

- Mesothelioma
- Asbestos-Related Lung Cancer
- Other Cancer (colon, laryngeal, esophageal, pharyngeal, or stomach)
- Clinically Severe Asbestosis
- Asbestosis
- Other Asbestos Disease

If you have been diagnosed with multiple conditions and/or if you received diagnoses and diagnostic tests relating to the same condition by multiple doctors, please complete a separate Part II for each initial diagnosis and any previous or subsequent diagnoses or diagnostic tests that change or conflict with the initial diagnosis. For your convenience, additional copies of Part II are attached as Appendix C to this Questionnaire.

**Supporting Documents for Diagnosis:** This Questionnaire must be accompanied by copies, with access to originals upon request, of any and all documents you, your counsel, or your doctors have or subsequently obtain that support or conflict with your diagnosis.

**X-rays and B-reads:** Please attach all x-ray readings and reports. You may, but are not required to, attach chest x-rays. The court, however, has ruled that Grace may seek access to chest x-rays upon request.

**Pulmonary Function Tests:** Please attach all pulmonary function test results, including the actual raw data and all spirometric tracings, on which the results are based.



**D. PART III – Direct Exposure to Grace Asbestos-Containing Products**

In Part III, please provide the requested information for the job and site at which you were exposed to each Grace asbestos-containing product. If you were exposed to Grace asbestos-containing products at multiple sites, the Court has ordered that you must complete a separate Part III for each site. For your convenience, additional copies of Part III are attached as Appendix D to this Questionnaire.

Attach copies of any and all documents establishing that exposure to Grace asbestos-containing products had a substantial causal role in the development of the disease.

**Occupation Codes**

01. Air conditioning and heating installer/maintenance	31. Iron worker
02. Asbestos miner	32. Joiner
03. Asbestos plant worker/asbestos manufacturing worker	33. Laborer
04. Asbestos removal/abatement	34. Longshoreman
05. Asbestos sprayer/spray gun mechanic	35. Machinist/machine operator
06. Assembly line/factory/plant worker	36. Millwright/mill worker
07. Auto mechanic/bodywork/brake repairman	37. Mixer/bagger
08. Boilermaker	38. Non-asbestos miner
09. Boiler repairman	39. Non-occupational/residential
10. Boiler worker/cleaner/inspector/engineer/installer	40. Painter
11. Building maintenance/building superintendent	41. Pipefitter
12. Brake manufacturer/installer	42. Plasterer
13. Brick mason/layer/hod carrier	43. Plumber - install/repair
14. Burner operator	44. Power plant operator
15. Carpenter/woodworker/cabinetmaker	45. Professional (e.g., accountant, architect, physician)
16. Chipper	46. Railroad worker/carman/brakeman/machinist/conductor
17. Clerical/office worker	47. Refinery worker
18. Construction - general	48. Remover/installer of gaskets
19. Custodian/janitor in office/residential building	49. Rigger/stevedore/seaman
20. Custodian/janitor in plant/manufacturing facility	50. Rubber/tire worker
21. Electrician/inspector/worker	51. Sandblaster
22. Engineer	52. Sheet metal worker/sheet metal mechanic
23. Firefighter	53. Shipfitter/shipwright/ship builder
24. Fireman	54. Shipyard worker (md. repair, maintenance)
25. Flooring installer/tile installer/tile mechanic	55. Steamfitter
26. Foundry worker	56. Steelworker
27. Furnace worker/repairman/installer	57. Warehouse worker
28. Glass worker	58. Welder/blacksmith
29. Heavy equipment operator (includes truck, forklift, & crane)	59. Other
30. Insulator	

**Industry Codes**

001. Asbestos abatement/removal	109. Petrochemical
002. Aerospace/aviation	110. Railroad
100. Asbestos mining	111. Shipyard-construction/repair
101. Automotive	112. Textile
102. Chemical	113. Tire/rubber
103. Construction trades	114. U.S. Navy
104. Iron/steel	115. Utilities
105. Longshore	116. Grace asbestos manufacture or milling
106. Maritime	117. Non-Grace asbestos manufacture or milling
107. Military (other than U.S. Navy)	118. Other
108. Non-asbestos products manufacturing	

**E. PART IV -- Indirect Exposure to Grace Asbestos-Containing Products**

In Part IV, please provide the information requested for any injury alleged to have been caused by WR GRACE PIQ 44944-0006 ce asbestos-containing products through contact/proximity with another injured person. If you have contact/proximity with multiple injured persons, please complete a separate Part IV for each injured person. For your convenience, additional copies of Part IV are attached as Appendix E to this Questionnaire.

**F. PART V -- Exposure to Non-Grace Asbestos-Containing Products**

In Part V, please provide the requested information for each party against which you have filed a lawsuit and/or claim alleging exposure to asbestos-containing products other than Grace products. If you filed such lawsuits and/or claims against multiple parties, the Court has ordered that you must complete a separate Part V for each party. If exposure was in connection with your employment, use the list of occupation and industry codes in Part III to indicate your occupation and the industry in which you worked. For your convenience, additional copies of Part V are attached as Appendix F to this Questionnaire.

**G. PART VI -- Employment History**

In Part VI, please provide the information requested for each industrial job you have held, other than jobs already listed in Parts III or V. Use the list of occupation and industry codes in the instructions to Part III to indicate your occupation and the industry in which you worked for each job. Please use the copy of Part VI attached as Appendix G to this Questionnaire if additional space is needed.

**H. PART VII -- Litigation and Claims Regarding Asbestos and/or Silica**

In Part VII, please describe any lawsuits and/or claims that were filed by you or on your behalf regarding asbestos or silica.

**I. PART VIII -- Claims by Dependents or Related Persons**

Part VIII is to be completed only by dependents or related persons (such as spouse or child) of an injured person who sued the Debtors before April 2, 2001 for an asbestos-related personal injury or wrongful death claim against Grace not involving physical injury to him-/herself on account of his/her own exposure. One example of such a claim would be a claim for loss of consortium. If you are asserting such a claim, complete the entire Questionnaire, providing all information and documentation regarding the injured person.

**J. PART IX -- Supporting Documentation**

In Part IX, please mark the boxes next to each type of document that you are submitting with this Questionnaire. As indicated in the instructions to Parts II and III, this Questionnaire must be accompanied by copies, with access to originals upon request, of any and all documents you, your counsel, or your doctors have or subsequently obtain that (a) support or conflict with your diagnosis and/or (b) establish exposure to Grace asbestos-containing products as having a substantial causal role in the development of the medical diagnoses, and/or conditions claimed. Original documents provided to Grace will be returned within a reasonable time after its professionals and experts have reviewed the documents.

Grace will reimburse your reasonable expenses incurred in providing (a) copies of depositions you have given in lawsuits in which Grace was not a party and/or (b) any documents you have previously provided to Grace in prior litigation. Please indicate the documents for which you are seeking reimbursement and attach a receipt for such cost.

**K. PART X -- Attestation that Information is True, Accurate and Complete**

By signing Part X, you, the injured person, are attesting and swearing, under penalty of perjury, that, to the best of your knowledge, all of the information in this Questionnaire is true, accurate and complete. If the injured person is deceased, then the executor of the person's will (or similar estate representative) must complete and sign Part X on behalf of the injured person.

The legal representative of the injured person must complete and sign Part X where indicated.

## PART I: IDENTITY OF INJURED PERSON AND LEGAL COUNSEL



WR GRACE PIQ 44944-0007

## a. GENERAL INFORMATION

1. Name of Claimant  
 First \_\_\_\_\_ MI \_\_\_\_\_ Last \_\_\_\_\_

2. Gender:  Male  Female

3. Race (for purposes of evaluating Pulmonary Function Test results): .....  White/Caucasian  
 African American  
 Other

4. Last Four Digits of Social Security Number: \_\_\_\_\_

5. Birth Date: \_\_\_\_\_

6. Mailing Address:  
 Address \_\_\_\_\_ City \_\_\_\_\_ State/Province \_\_\_\_\_ Zip/Postal Code \_\_\_\_\_

7. Daytime Telephone Number: \_\_\_\_\_

REDACTED

## b. LAWYER'S NAME AND FIRM

1. Name of Lawyer: JAMES M. O'BRIEN

2. Name of Law Firm With Which Lawyer is Affiliated: Hartley & O'BRIEN PLLC

3. Mailing Address of Firm: 2001 MAIN ST - SUITE 600 WHEELING, WV 26003  
 Address \_\_\_\_\_ City \_\_\_\_\_ State/Province \_\_\_\_\_ Zip/Postal Code \_\_\_\_\_

4. Law Firm's Telephone Number or Lawyer's Direct Line: ..... (304) 233-0777

Check this box if you would like the Debtors to send subsequent material relating to your claim to your lawyer, in lieu of sending such materials to you.

## c. CAUSE OF DEATH (IF APPLICABLE)

1. Is the injured person living or deceased? .....  Living  Deceased  
 If deceased, date of death: ..... 08/01/1993

2. If the injured person is deceased, then attach a copy of the death certification to this Questionnaire and complete the following:

Primary Cause of Death (as stated in the Death Certificate): Respiratory FailureContributing Cause of Death (as stated in the Death Certificate): Lung Carcinoma - possible  
Pulmonary Bullosis

## PART II: ASBESTOS-RELATED CONDITION(S)

Mark the box next to the conditions with which you have been diagnosed and provide all information required in the instructions to this Questionnaire. If you have been diagnosed with multiple conditions and/or if you received diagnoses and diagnostic tests relating to the same condition by multiple doctors, please complete a separate Part II for each initial diagnosis and any previous or subsequent diagnoses or diagnostic tests that change or conflict with the initial diagnosis. For your convenience, additional copies of Part II are attached as Appendix C to this Questionnaire.

1. Please check the box next to the condition being alleged:

<input checked="" type="checkbox"/> Asbestos-Related Lung Cancer	<input type="checkbox"/> Mesothelioma
<input checked="" type="checkbox"/> Asbestosis	<input type="checkbox"/> Other Cancer (cancer not related to lung cancer or mesothelioma)
<input type="checkbox"/> Other Asbestos Disease	<input type="checkbox"/> Clinically Severe Asbestosis

a. Mesothelioma: If alleging Mesothelioma, were you diagnosed with malignant mesothelioma based on the following (check all that apply):

- diagnosis from a pathologist certified by the American Board of Pathology
- diagnosis from a second pathologist certified by the American Board of Pathology
- diagnosis and documentation supporting exposure to Grace asbestos-containing products having a substantial causal role in the development of the condition
- other (please specify): \_\_\_\_\_

**PART II: ASBESTOS-RELATED CONDITION(S) (Continued)**

WR GRACE PIQ 44944-0008

b. **Asbestos-Related Lung Cancer:** If alleging Asbestos-Related Lung Cancer, were you lung cancer based on the following (check all that apply):

findings by a pathologist certified by the American Board of Pathology

evidence of asbestosis based on a chest x-ray reading of at least 1/1 on the ILO grade scale (a) conducted in compliance with the standards set forth in the International Labour Organization's *2000 International Classification of Radiographs of Pneumoconioses* and (b) by a B-reader certified by the National Institute for Occupational Safety and Health

evidence of asbestosis based on a chest x-ray reading of at least 1/1 on the ILO grade scale (a) conducted in compliance with the standards set forth in the International Labour Organization's *2000 International Classification of Radiographs of Pneumoconioses* and (b) by a second B-reader certified by the National Institute for Occupational Safety and Health

evidence of asbestosis determined by pathology

evidence of asbestos-related nonmalignant disease based on a chest x-ray reading of at least 1/0 on the ILO grade scale (a) conducted in compliance with the standards set forth in the International Labour Organization's *2000 International Classification of Radiographs of Pneumoconioses* and (b) by a B-reader certified by the National Institute for Occupational Safety and Health

evidence of asbestos-related nonmalignant disease based on a chest x-ray reading of at least 1/0 on the ILO grade scale (a) conducted in compliance with the standards set forth in the International Labour Organization's *2000 International Classification of Radiographs of Pneumoconioses* and (b) by a second B-reader certified by the National Institute for Occupational Safety and Health

diffuse pleural thickening as defined in the International Labour Organization's *Guidelines for the Use of the ILO International Classification of Radiographs and Pneumoconioses* (2000)

a supporting medical diagnosis and supporting documentation establishing that exposure to Grace asbestos-containing products had a substantial causal role in the development of the lung cancer

other (please specify): \_\_\_\_\_

c. **Other Cancer:**

(i) If alleging Other Cancer, please mark the box(es) next to the applicable primary cancer(s) being alleged:

colon       pharyngeal       esophageal       laryngeal       stomach cancer  
 other, please specify: \_\_\_\_\_

(ii) Were you diagnosed with the above-indicated cancer based on the following (check all that apply):

findings by a pathologist certified by the American Board of Pathology

evidence of asbestosis based on a chest x-ray reading of at least 1/1 on the ILO grade scale (a) conducted in compliance with the standards set forth in the International Labour Organization's *2000 International Classification of Radiographs of Pneumoconioses* and (b) by a B-reader certified by the National Institute for Occupational Safety and Health

evidence of asbestosis based on a chest x-ray reading of at least 1/1 on the ILO grade scale (a) conducted in compliance with the standards set forth in the International Labour Organization's *2000 International Classification of Radiographs of Pneumoconioses* and (b) by a second B-reader certified by the National Institute for Occupational Safety and Health

evidence of asbestosis determined by pathology

a supporting medical diagnosis and supporting documentation establishing that exposure to Grace asbestos-containing products had a substantial causal role in the development of the cancer

other (please specify): \_\_\_\_\_

**PART II: ASBESTOS-RELATED CONDITION(S) (Continued)**

WR GRACE PIQ 44944-0009

d. **Clinically Severe Asbestosis:** If alleging Clinically Severe Asbestosis, was your diagnosis (check all that apply):

- diagnosis of a pulmonologist or internist certified by the American Board of Internal Medicine
- a chest x-ray reading of at least 2/1 on the ILO grade scale (a) conducted in compliance with the standards set forth in the International Labour Organization's *2000 International Classification of Radiographs of Pneumoconioses* and (b) by a B-reader certified by the National Institute for Occupational Safety and Health
- a chest x-ray reading of at least 2/1 on the ILO grade scale (a) conducted in compliance with the standards set forth in the International Labour Organization's *2000 International Classification of Radiographs of Pneumoconioses* and (b) by a second B-reader certified by the National Institute for Occupational Safety and Health
- asbestosis determined by pathology
- a pulmonary function test, conducted in accordance with the standards set forth in the American Thoracic Society's *Lung Function Testing; Selection of Reference Values and Interpretive Strategies*, demonstrating total lung capacity less than 65% predicted
- a pulmonary function test, conducted in accordance with the standards set forth in the American Thoracic Society's *Lung Function Testing; Selection of Reference Values and Interpretive Strategies*, demonstrating forced vital capacity less than 65% predicted and a FEV1/FVC ratio greater than or equal to 65% predicted
- a supporting medical diagnosis and supporting documentation establishing that exposure to Grace asbestos-containing products had a substantial causal role in the development of the asbestosis
- other (please specify): \_\_\_\_\_

e. **Asbestosis:** If alleging Asbestosis, was your diagnosis based on the following (check all that apply):

- diagnosis of a pulmonologist or internist certified by the American Board of Internal Medicine
- a chest x-ray reading conducted in compliance with the standards set forth in the International Labour Organization's *2000 International Classification of Radiographs of Pneumoconioses* by a B-reader certified by the National Institute for Occupational Safety and Health, with one of the following: (i) at least 1/0 on the ILO grade scale, or (ii) diffuse pleural thickening as defined in the ILO's *Guidelines for the Use of the ILO International Classification of Radiographs and Pneumoconioses* (2000)
- a chest x-ray reading conducted in compliance with the standards set forth in the International Labour Organization's *2000 International Classification of Radiographs of Pneumoconioses* by a second B-reader certified by the National Institute for Occupational Safety and Health, with one of the following: (i) at least 1/0 on the ILO grade scale, or (ii) diffuse pleural thickening as defined in the ILO's *Guidelines for the Use of the ILO International Classification of Radiographs and Pneumoconioses* (2000)
- asbestosis determined by pathology
- a pulmonary function test, conducted in accordance with the standards set forth in the American Thoracic Society's *Lung Function Testing; Selection of Reference Values and Interpretive Strategies*, demonstrating a FEV1/FVC ratio greater than or equal to 65% predicted with either (a) total lung capacity less than 80% predicted or (b) forced vital capacity less than 80% predicted
- a supporting medical diagnosis and supporting documentation establishing that exposure to Grace asbestos-containing products had a substantial causal role in the development of the asbestosis
- other (please specify): \_\_\_\_\_

**PART II: ASBESTOS-RELATED CONDITION(S) (Continued)**

f. **Other Asbestos Disease:** If alleging any asbestos-related injuries, medical diagnoses, a those above, was your diagnosis based on the following (check all that apply):

- diagnosis of a pulmonologist or internist certified by the American Board of Internal Medicine
- diagnosis determined by pathology
- a chest x-ray reading conducted in compliance with the standards set forth in the International Labour Organization's *2000 International Classification of Radiographs of Pneumoconioses* by a B-reader certified by the National Institute for Occupational Safety and Health, with one of the following: (i) at least 1/0 on the ILO grade scale, or (ii) diffuse pleural thickening as defined in the ILO's *Guidelines for the Use of the ILO International Classification of Radiographs and Pneumoconioses* (2000)
- a chest x-ray reading conducted in compliance with the standards set forth in the International Labour Organization's *2000 International Classification of Radiographs of Pneumoconioses* by a second B-reader certified by the National Institute for Occupational Safety and Health, with one of the following: (i) at least 1/0 on the ILO grade scale, or (ii) diffuse pleural thickening as defined in the ILO's *Guidelines for the Use of the ILO International Classification of Radiographs and Pneumoconioses* (2000)
- a chest x-ray reading other than those described above
- a pulmonary function test, conducted in accordance with the standards set forth in the American Thoracic Society's *Lung Function Testing: Selection of Reference Values and Interpretive Strategies*, demonstrating a FEV1/FVC ratio greater than or equal to 65% predicted with either (a) total lung capacity less than 80% predicted or (b) forced vital capacity less than 80% predicted
- a pulmonary function test other than that discussed above
- a supporting medical diagnosis and supporting documentation establishing that exposure to Grace asbestos-containing products had a substantial causal role in the development of the condition
- a CT Scan or similar testing
- a diagnosis other than those above
- other (please specify): \_\_\_\_\_

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## PART II: ASBESTOS-RELATED CONDITION(S) (Continued)



WR GRACE PIQ 44944-0011

## 2. Information Regarding Diagnosis

Date of Diagnosis: ..... 07/21/1995Diagnosing Doctor's Name: Anthony J. D. Cuzzocrea, MDDiagnosing Doctor's Specialty: PathologistDiagnosing Doctor's Mailing Address: P.O. Box 12946,

Address

RoanokeVA24029

City

State/Province

Zip/Postal Code

Diagnosing Doctor's Daytime Telephone Number: ..... (703) 985-8020

With respect to your relationship to the diagnosing doctor, check all applicable boxes:

Was the diagnosing doctor your personal physician? .....  Yes  NoWas the diagnosing doctor paid for the diagnostic services that he/she performed? .....  Yes  No

If yes, please indicate who paid for the services performed: \_\_\_\_\_

Did you retain counsel in order to receive any of the services performed by the diagnosing doctor? .....  Yes  NoWas the diagnosing doctor referred to you by counsel? .....  Yes  NoAre you aware of any relationship between the diagnosing doctor and your legal counsel? .....  Yes  No

If yes, please explain: \_\_\_\_\_

Was the diagnosing doctor certified as a pulmonologist or internist by the American Board of Internal Medicine at the time of the diagnosis? .....  Yes  NoWas the diagnosing doctor certified as a pathologist by the American Board of Pathology at the time of the diagnosis? .....  Yes  NoWas the diagnosing doctor provided with your complete occupational, medical and smoking history prior to diagnosis? .....  Yes  NoDid the diagnosing doctor perform a physical examination? .....  Yes  NoDo you currently use tobacco products? .....  Yes  NoHave you ever used tobacco products? .....  Yes  No

If answer to either question is yes, please indicate whether you have regularly used any of the following tobacco products and the dates and frequency with which such products were used:

 Cigarettes Packs Per Day (half pack = .5) \_\_\_\_\_ Start Year \_\_\_\_\_ End Year \_\_\_\_\_ Cigars Cigars Per Day \_\_\_\_\_ Start Year \_\_\_\_\_ End Year \_\_\_\_\_ If Other Tobacco Products, please specify (e.g., chewing tobacco): \_\_\_\_\_  
Amount Per Day \_\_\_\_\_ Start Year \_\_\_\_\_ End Year \_\_\_\_\_Have you ever been diagnosed with chronic obstructive pulmonary disease ("COPD")? .....  Yes  No

If yes, please attach all documents regarding such diagnosis and explain the nature of the diagnosis:

## 3. Information Regarding Chest X-Ray

Please check the box next to the applicable location where your chest x-ray was taken (check one):

 Mobile laboratory  Job site  Union Hall  Doctor office  Hospital  Other: \_\_\_\_\_

Address where chest x-ray taken: \_\_\_\_\_

Address

City

State/Province

Zip/Postal Code

## PART II: ASBESTOS-RELATED CONDITION(S) (Continued)

WR GRACE PIQ 44944-0012

## 4. Information Regarding Chest X-Ray Reading

Date of Reading: 01/13/1994 ILO score: 11Name of Reader: Richard B. Levine, MDReader's Daytime Telephone Number: (215) 884-1523Reader's Mailing Address: 304 Dogwood Lane

Address

City

State/Province

Zip/Postal Code

With respect to your relationship to the reader, check all applicable boxes:

Was the reader paid for the services that he/she performed?  Yes  No

If yes, please indicate who paid for the services performed:

Did you retain counsel in order to receive any of the services performed by the reader?  Yes  NoWas the reader referred to you by counsel?  Yes  NoAre you aware of any relationship between the reader and your legal counsel?  Yes  No

If yes, please explain:

Was the reader certified by the National Institute for Occupational Safety and Health at the time of the reading?

.....  Yes  No

If the reader is not a certified B-reader, please describe the reader's occupation, specialty, and the method through which the reading was made:

## 5. Information Regarding Pulmonary Function Test: ..... Date of Test: \_\_\_\_ / \_\_\_\_ / \_\_\_\_

List your height in feet and inches when test given: ..... ft \_\_\_\_ inches

List your weight in pounds when test given: ..... lbs

Total Lung Capacity (TLC): ..... % of predicted

Forced Vital Capacity (FVC): ..... % of predicted

FEV1/FVC Ratio: ..... % of predicted

Name of Doctor Performing Test (if applicable): \_\_\_\_\_

Doctor's Specialty: \_\_\_\_\_

Name of Clinician Performing Test (if applicable): \_\_\_\_\_

Testing Doctor or Clinician's Mailing Address: \_\_\_\_\_

Address

City \_\_\_\_\_ State/Province \_\_\_\_\_ Zip/Postal Code \_\_\_\_\_

Testing Doctor or Clinician's Daytime Telephone Number: ..... (\_\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_

Name of Doctor Interpreting Test: \_\_\_\_\_

Doctor's Specialty: \_\_\_\_\_

Interpreting Doctor's Mailing Address: \_\_\_\_\_

Address

City \_\_\_\_\_ State/Province \_\_\_\_\_ Zip/Postal Code \_\_\_\_\_

Interpreting Doctor's Daytime Telephone Number: ..... (\_\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_

## PART II: ASBESTOS-RELATED CONDITION(S) (Continued)



With respect to your relationship to the doctor or clinician who performed the pulmonary function test check all applicable boxes:

If the test was performed by a doctor, was the doctor your personal physician? .....  Yes  No

Was the testing doctor and/or clinician paid for the services that he/she performed? .....  Yes  No

If yes, please indicate who paid for the services performed: \_\_\_\_\_

Did you retain counsel in order to receive any of the services performed by the testing doctor or clinician? ..  Yes  No

Was the testing doctor or clinician referred to you by counsel? .....  Yes  No

Are you aware of any relationship between either the doctor or clinician and your legal counsel? .....  Yes  No

If yes, please explain: \_\_\_\_\_

Was the testing doctor certified as a pulmonologist or internist by the American Board of Internal Medicine at the time of the pulmonary function test? .....  Yes  No

With respect to your relationship to the doctor interpreting the results of the pulmonary function test check all applicable boxes:

Was the doctor your personal physician? .....  Yes  No

Was the doctor paid for the services that he/she performed? .....  Yes  No

If yes, please indicate who paid for the services performed: \_\_\_\_\_

Did you retain counsel in order to receive any of the services performed by the doctor? .....  Yes  No

Was the doctor referred to you by counsel? .....  Yes  No

Are you aware of any relationship between the doctor and your legal counsel? .....  Yes  No

If yes, please explain: \_\_\_\_\_

Was the doctor interpreting the pulmonary function test results certified as a pulmonologist or internist by the American Board of Internal Medicine at the time the test results were reviewed? .....  Yes  No

#### 6. Information Regarding Pathology Reports:

Date of Pathology Report: ..... 07/21/1995

Findings: Lung Cancer

Name of Doctor Issuing Report: Anthony D. Cuzzocrea, MD

Doctor's Specialty: Pathologist

Doctor's Mailing Address: P.O. Box 12946

Roanoke Address VA Zip/Postal Code 24029

City Roanoke State/Province VA Zip/Postal Code 24029

Doctor's Daytime Telephone Number: ..... (703) 985-8020

With respect to your relationship to the doctor issuing the pathology report, check all applicable boxes:

Was the doctor your personal physician? .....  Yes  No

Was the doctor paid for the services that he/she performed? .....  Yes  No

If yes, please indicate who paid for the services performed: \_\_\_\_\_

Did you retain counsel in order to receive any of the services performed by the doctor? .....  Yes  No

Was the doctor referred to you by counsel? .....  Yes  No

Are you aware of any relationship between the doctor and your legal counsel? .....  Yes  No

If yes, please explain: \_\_\_\_\_

Was the doctor certified as a pathologist by the American Board of Pathology at the time of the diagnosis?

.....  Yes  No

## PART II: ASBESTOS-RELATED CONDITION(S) (Continued)



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7. With respect to the condition alleged, have you received medical treatment from a doctor

.....  Yes  No

*If yes, please complete the following:*

Name of Treating Doctor: \_\_\_\_\_

Treating Doctor's Specialty: \_\_\_\_\_

Treating Doctor's Mailing Address:  
Address

City	State/Province	Zip/Postal Code
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Treating Doctor's Daytime Telephone number: ..... (\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_

Was the doctor paid for the services that he/she performed? .....  Yes  No

*If yes, please indicate who paid for the services performed: \_\_\_\_\_*

Did you retain counsel in order to receive any of the services performed by the doctor? .....  Yes  No

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**PART III: DIRECT EXPOSURE TO GRACE ASBESTOS-CONTAINING PRODUCTS**

Please complete the chart below for each site at which you allege exposure to Grace asbestos-containing products. If you allege exposure at multiple sites, the Court has ordered that you must complete a separate chart for each site. For your convenience, additional copies of Part III are attached as Appendix D to this Questionnaire.

If exposure was in connection with your employment, use the list of occupation and industry codes in the Instructions to Part III to indicate your occupation and the industry in which you worked.

In the "Nature of Exposure" column, for each job listed, please indicate the letter(s) corresponding to whether you were any of the following during your exposure:

- (a) A worker who personally mixed Grace asbestos-containing products
- (b) A worker who personally removed or cut Grace asbestos-containing products
- (c) A worker who personally installed Grace asbestos-containing products
- (d) A worker at a site where Grace asbestos-containing products were being installed, mixed, removed or cut by others
- (e) A worker in a space where Grace asbestos-containing products were being installed, mixed, removed or cut by others
- (f) If other, please specify: \_\_\_\_\_

**Site of Exposure:**

Site Name: \_\_\_\_\_

Site Type:  Residence  Business

Site Owner: \_\_\_\_\_

C-10

Unions of which you were a member during your employment: \_\_\_\_\_

Employer During Exposure:	Product(s)	Basis for Identification of Each Grace Product:	Dates and Frequency of Exposure (hours/day, days/year)	Occupation Code	Industry Code	Was exposure due to working in or around areas where product was being installed, mixed, removed, or cut? If yes, please indicate your regular proximity to such areas.	Nature of Exposure
				Code 10	Code 18		
Job 1 Description: ZOKO INC SPRA-TEST		1943 - 1987	17	11D	E		
Job 2 Description:							
Job 3 Description:							
Job 4 Description:							
Job 5 Description:							
Job 6 Description:							

WR GRACE PIQ 44944-0015

## PART IV: INDIRECT EXPOSURE TO GRACE ASBESTOS-CONTAINING



WR GRACE PIQ 44944-0016

1. Are you asserting an injury caused by exposure to Grace asbestos-containing products through contact/proximity with another injured person? .....  Yes  No

*If yes, complete questions 2 through 10 of this section for each injured person through which you allege exposure to Grace asbestos-containing products. For your convenience, additional copies of Part IV are attached as Appendix E to this Questionnaire.*

2. Please indicate the following information regarding the other injured person:

Name of Other Injured Person: \_\_\_\_\_ Gender:  Male  Female

Last Four Digits of Social Security Number: \_\_\_\_\_ Birth Date: \_\_\_\_ / \_\_\_\_ / \_\_\_\_

3. What is your Relationship to Other Injured Person: .....  Spouse  Child  Other

4. Nature of Other Injured Person's Exposure to Grace Asbestos-Containing Products:

\_\_\_\_\_

5. Dates Other Injured Person was Exposed to Grace Asbestos-Containing Products:

From: \_\_\_\_ / \_\_\_\_ / \_\_\_\_ To: \_\_\_\_ / \_\_\_\_ / \_\_\_\_

6. Other Injured Person's Basis for Identification of Asbestos-Containing Product as Grace Product:

\_\_\_\_\_

7. Has the Other Injured Person filed a lawsuit related to his/her exposure? .....  Yes  No

*If yes, please provide caption, case number, file date, and court name for the lawsuit:*

Caption: \_\_\_\_\_

Case Number: \_\_\_\_\_ File Date: \_\_\_\_ / \_\_\_\_ / \_\_\_\_

Court Name: \_\_\_\_\_

8. Nature of Your Own Exposure to Grace Asbestos-Containing Product:

\_\_\_\_\_

9. Dates of Your Own Exposure to Grace Asbestos-Containing Product:

From: \_\_\_\_ / \_\_\_\_ / \_\_\_\_ To: \_\_\_\_ / \_\_\_\_ / \_\_\_\_

10. Your Basis for Identification of Asbestos-Containing Product as Grace Product:

\_\_\_\_\_

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## PART V: EXPOSURE TO NON-GRACE ASBESTOS-CONTAINING PRODUCTS

Please complete the chart below for each party against which you have filed a lawsuit and/or claim alleging exposure to asbestos-containing products other than Grace products. If you filed such lawsuits and/or claims against multiple parties, the Court has ordered that you must complete a separate chart for each party. For your convenience, additional copies of Part V are attached as Appendix F to this Questionnaire.

If exposure was in connection with your employment, use the list of occupation and industry codes in the Instructions to Part III to indicate your occupation and the industry in which you worked.

In the "Nature of Exposure" column, for each product listed, please indicate the letter(s) corresponding to whether you were any of the following during your exposure:

(a) A worker who personally mixed Non-Grace asbestos-containing products	(d) A worker at a site where Non-Grace asbestos-containing products were being installed, mixed, removed or cut by others
(b) A worker who personally removed or cut Non-Grace asbestos-containing products	(e) A worker in a space where Non-Grace asbestos-containing products were being installed, mixed, removed or cut by others
(c) A worker who personally installed Non-Grace asbestos-containing products	(f) If other, please specify.

Party Against which Lawsuit or Claim was Filed:	
---	--

Site of Exposure 1	Job 1 Description:	Product(s)	Dates and Frequency of Exposure (hours/day, days/year)	Occupation Code If Code 59, specify:	Industry Code If Code 718, specify: If Code 59, specify:	Was exposure due to working in or around areas where product was being installed, mixed, removed, or cut? If Yes, please indicate your regular proximity to such areas	Nature of Exposure
Site Name: Address: City and State: Site Owner:	Job 2 Description:						
	Job 3 Description:						
Site of Exposure 2	Job 1 Description:						
Site Name: Address: City and State: Site Owner:	Job 2 Description:						
	Job 3 Description:						
Site of Exposure 3	Job 1 Description:						
Site Name: Address: City and State: Site Owner:	Job 2 Description:						
	Job 3 Description:						

WR GRACE PIQ 44944-0017



## PART VI: EMPLOYMENT HISTORY



Other than jobs listed in Part III or V, please complete this Part VI for all of your prior industrial work experience up to and including your current employment. For each job, include your employer, location of employment, and dates of employment. Only include jobs at which you worked for at least one month. Please use the copy of Part VI attached as Appendix G to this Questionnaire if additional space is needed.

Occupation Code: \_\_\_\_\_ If Code 59, specify: \_\_\_\_\_

Industry Code: \_\_\_\_\_ If Code 118, specify: \_\_\_\_\_

Employer: \_\_\_\_\_

Beginning of Employment: \_\_\_\_ / \_\_\_\_ / \_\_\_\_ End of Employment: \_\_\_\_ / \_\_\_\_ / \_\_\_\_

Location: \_\_\_\_\_

Address

City \_\_\_\_\_ State/Province \_\_\_\_\_ Zip/Postal Code \_\_\_\_\_

Occupation Code: \_\_\_\_\_ If Code 59, specify: \_\_\_\_\_

Industry Code: \_\_\_\_\_ If Code 118, specify: \_\_\_\_\_

Employer: \_\_\_\_\_

Beginning of Employment: \_\_\_\_ / \_\_\_\_ / \_\_\_\_ End of Employment: \_\_\_\_ / \_\_\_\_ / \_\_\_\_

Location: \_\_\_\_\_

Address

City \_\_\_\_\_ State/Province \_\_\_\_\_ Zip/Postal Code \_\_\_\_\_

Occupation Code: \_\_\_\_\_ If Code 59, specify: \_\_\_\_\_

Industry Code: \_\_\_\_\_ If Code 118, specify: \_\_\_\_\_

Employer: \_\_\_\_\_

Beginning of Employment: \_\_\_\_ / \_\_\_\_ / \_\_\_\_ End of Employment: \_\_\_\_ / \_\_\_\_ / \_\_\_\_

Location: \_\_\_\_\_

Address

City \_\_\_\_\_ State/Province \_\_\_\_\_ Zip/Postal Code \_\_\_\_\_

Occupation Code: \_\_\_\_\_ If Code 59, specify: \_\_\_\_\_

Industry Code: \_\_\_\_\_ If Code 118, specify: \_\_\_\_\_

Employer: \_\_\_\_\_

Beginning of Employment: \_\_\_\_ / \_\_\_\_ / \_\_\_\_ End of Employment: \_\_\_\_ / \_\_\_\_ / \_\_\_\_

Location: \_\_\_\_\_

Address

City \_\_\_\_\_ State/Province \_\_\_\_\_ Zip/Postal Code \_\_\_\_\_

## PART VII: LITIGATION AND CLAIMS REGARDING ASBESTOS AND/OR SILICA



WR GRACE PIQ 44944-0019

## a. LITIGATION

1. Have you ever been a plaintiff in a lawsuit regarding asbestos or silica? .....  Yes  No

*If yes, please complete the rest of this Part VII(a) for each lawsuit. For your convenience, additional copies of Part VII are attached as Appendix G to this Questionnaire*

2. Please provide the caption, case number, file date, and court name for the lawsuit you filed:

Caption: Ehman v. OCF

Case Number: 95-C-215M

File Date: 12/22/1995

Court Name: Circuit Court of Marshall County, WV

3. Was Grace a defendant in the lawsuit? .....  Yes  No

4. Was the lawsuit dismissed against any defendant? .....  Yes  No

*If yes, please provide the basis for dismissal of the lawsuit against each defendant:*

\_\_\_\_\_

\_\_\_\_\_

5. Has a judgment or verdict been entered? .....  Yes  No

*If yes, please indicate verdict amount for each defendant(s):* \_\_\_\_\_

6. Was a settlement agreement reached in this lawsuit? .....  Yes  No

*If yes and the settlement was reached on or after April 2, 2001, please indicate the following:*

a. Settlement amount for each defendant: \_\_\_\_\_

b. Applicable defendants: \_\_\_\_\_

c. Disease or condition alleged: \_\_\_\_\_

d. Disease or condition settled (if different than disease or condition alleged): \_\_\_\_\_

7. Were you deposed in this lawsuit? .....  Yes  No

*If yes and Grace was not a party in the lawsuit, please attach a copy of your deposition to this Questionnaire.*

## b. CLAIMS

1. Have you ever asserted a claim regarding asbestos and/or silica, including but not limited to a claim against an asbestos trust (other than a formal lawsuit in court)? .....  Yes  No

*If yes, please complete the rest of this Part VII(b). If no, please skip to Part VIII.*

2. Date the claim was submitted: ..... / /

3. Person or entity against whom the claim was submitted: \_\_\_\_\_

4. Description of claim: \_\_\_\_\_

5. Was claim settled? .....  Yes  No

6. Please indicate settlement amount: ..... \$ \_\_\_\_\_

7. Was the claim dismissed or otherwise disallowed or not honored? .....  Yes  No

*If yes, provide the basis for dismissal of the claim:* \_\_\_\_\_

**PART VIII: CLAIMS BY DEPENDENTS OR RELATED PERSON**Name of Dependent or Related Person: \_\_\_\_\_ Gender:  Male  Female

Last Four Digits of Social Security Number: \_\_\_\_\_ Birth Date: \_\_\_\_ / \_\_\_\_ / \_\_\_\_

Financially Dependent: \_\_\_\_\_  Yes  NoRelationship to Injured Party:  Spouse  Child  Other If other, please specify \_\_\_\_\_Mailing Address:  
Address \_\_\_\_\_

City \_\_\_\_\_ State/Province \_\_\_\_\_ Zip/Postal Code \_\_\_\_\_

Daytime Telephone number: \_\_\_\_\_ (\_\_\_\_\_) \_\_\_\_\_

**PART IX: SUPPORTING DOCUMENTATION**

Please use the checklists below to indicate which documents you are submitting with this form.

**Copies:**

- Medical records and/or report containing a diagnosis
- Lung function test results
- Lung function test interpretations
- Pathology reports
- Supporting documentation of exposure to Grace asbestos-containing products
- Supporting documentation of other asbestos exposure

- X-rays
- X-ray reports/interpretations
- CT scans
- CT scan reports/interpretations
- Depositions from lawsuits indicated in Part VII of this Questionnaire
- Death Certification

**Originals:**

- Medical records and/or report containing a diagnosis
- Lung function test results
- Lung function test interpretations
- Pathology reports
- Supporting documentation of exposure to Grace asbestos-containing products

- Supporting documentation of other asbestos exposure
- X-rays
- X-ray reports/interpretations
- CT scans
- CT scan reports/interpretations
- Death Certification

Grace will reimburse your reasonable expenses incurred in providing (a) copies of depositions you have given in lawsuits in which Grace was not a party and/or (b) any documents you have previously provided to Grace in prior litigation. Please indicate the documents for which you are seeking reimbursement and attach a receipt for such costs:

**PART X: ATTESTATION THAT INFORMATION IS TRUE AND ACCURATE**

The information provided in this Questionnaire must be accurate and truthful. This Questionnaire is an official court document that may be used as evidence in any legal proceeding regarding your Claim. The penalty for presenting a fraudulent Questionnaire is a fine of up to \$500,000 or imprisonment for up to five years, or both. 18 U.S.C. §§ 152 & 3571.

**TO BE COMPLETED BY THE INJURED PERSON**

I swear, under penalty of perjury, that, to the best of my knowledge, all of the foregoing information contained in this Questionnaire is true, accurate and complete.

Signature: \_\_\_\_\_ Date: \_\_\_\_ / \_\_\_\_ / \_\_\_\_

Please Print Name: \_\_\_\_\_ Due to space limitations, claimant reserves ALL objections for any blank response.

**TO BE COMPLETED BY THE LEGAL REPRESENTATIVE OF THE INJURED PERSON.**

I swear that, to the best of my knowledge, all of the information contained in this Questionnaire is true, accurate and complete.

Signature: \_\_\_\_\_ Date: 12/16/2005

Please Print Name: \_\_\_\_\_

James M. O'Brien  
Attorney at Law



**APPENDIX C**  
**Additional Copies of Part II of the Questionnaire**

WR GRACE PIQ 44944-0021

**PART II: ASBESTOS-RELATED CONDITIONS**

Name of Claimant: \_\_\_\_\_ Last 4 Digits of SSN: \_\_\_\_\_

## 4. Information Regarding Chest X-Ray Reading

Date of Reading: 08/21/2000IL0 score: 1/2Name of Reader: Ray A. Harron, MDReader's Daytime Telephone Number: (304) 622-3900Reader's Mailing Address: 901 W. Main St.  
AddressBridgeportWV26330

City

State/Province

Zip/Postal Code

With respect to your relationship to the reader, check all applicable boxes:

Was the reader paid for the services that he/she performed .....  Yes  No

If yes, please indicate who paid for the services performed:

Did you retain counsel in order to receive any of the services performed by the reader? .....  Yes  NoWas the reader referred to you by counsel? .....  Yes  NoAre you aware of any relationship between the reader and your legal counsel? .....  Yes  No

If yes, please explain:

Was the reader certified by the National Institute for Occupational Safety and Health at the time of the reading?

 Yes  No

If the reader is not a certified B-reader, please describe the reader's occupation, specialty, and the method through which the reading was made:

5. Information Regarding Pulmonary Function Test: ..... Date of Test: 1/1/00

List your height in feet and inches when test given: ..... ft ..... inches

List your weight in pounds when test given: ..... lbs

Total Lung Capacity (TLC): ..... % of predicted

Forced Vital Capacity (FVC): ..... % of predicted

FEV1/FVC Ratio: ..... % of predicted

Name of Doctor Performing Test (if applicable): \_\_\_\_\_

Doctor's Specialty: \_\_\_\_\_

Name of Clinician Performing Test (if applicable): \_\_\_\_\_

Testing Doctor or Clinician's Mailing Address: \_\_\_\_\_

Address

City

State/Province

Zip/Postal Code

Testing Doctor or Clinician's Daytime Telephone Number: ..... (\_\_\_\_\_) \_\_\_\_\_

Name of Doctor Interpreting Test: \_\_\_\_\_

Doctor's Specialty: \_\_\_\_\_

Interpreting Doctor's Mailing Address: \_\_\_\_\_

Address

City

State/Province

Zip/Postal Code

Interpreting Doctor's Daytime Telephone Number: ..... (\_\_\_\_\_) \_\_\_\_\_

REDACTED



**APPENDIX C**  
**Additional Copies of Part II of the Questionnaire**

Name of Claimant: \_\_\_\_\_ Last 4 Digits of SSN: \_\_\_\_\_

With respect to your relationship to the doctor or clinician who performed the pulmonary function test check all applicable boxes:

If the test was performed by a doctor, was the doctor your personal physician? .....  Yes  No

Was the testing doctor and/or clinician paid for the services that he/she performed? .....  Yes  No

If yes, please indicate who paid for the services performed: \_\_\_\_\_

Did you retain counsel in order to receive any of the services performed by the testing doctor or clinician? .....  Yes  No

Was the testing doctor or clinician referred to you by counsel? .....  Yes  No

Are you aware of any relationship between either the doctor or clinician and your legal counsel? .....  Yes  No

If yes, please explain: \_\_\_\_\_

Was the testing doctor certified as a pulmonologist or internist by the American Board of Internal Medicine at the time of the pulmonary function test? .....  Yes  No

With respect to your relationship to the doctor interpreting the results of the pulmonary function test check all applicable boxes:

Was the doctor your personal physician? .....  Yes  No

Was the doctor paid for the services that he/she performed? .....  Yes  No

If yes, please indicate who paid for the services performed: \_\_\_\_\_

Did you retain counsel in order to receive any of the services performed by the doctor? .....  Yes  No

Was the doctor referred to you by counsel? .....  Yes  No

Are you aware of any relationship between the doctor and your legal counsel? .....  Yes  No

If yes, please explain: \_\_\_\_\_

Was the doctor interpreting the pulmonary function test results certified as a pulmonologist or internist by the American Board of Internal Medicine at the time the test results were reviewed? .....  Yes  No

**6. Information Regarding Pathology Reports:**

Date of Pathology Report: ..... / / / / / / / /

Findings: \_\_\_\_\_

Name of Doctor Issuing Report: \_\_\_\_\_

Doctor's Specialty: \_\_\_\_\_

Doctor's Mailing Address: \_\_\_\_\_

Address: \_\_\_\_\_

City	State/Province	Zip/Postal Code
------	----------------	-----------------

Doctor's Daytime Telephone Number: ..... ( ) \_\_\_\_\_

With respect to your relationship to the doctor issuing the pathology report, check all applicable boxes:

Was the doctor your personal physician? .....  Yes  No

Was the doctor paid for the services that he/she performed? .....  Yes  No

If yes, please indicate who paid for the services performed: \_\_\_\_\_

Did you retain counsel in order to receive any of the services performed by the doctor? .....  Yes  No

Was the doctor referred to you by counsel? .....  Yes  No

Are you aware of any relationship between the doctor and your legal counsel? .....  Yes  No

If yes, please explain: \_\_\_\_\_

Was the doctor certified as a pathologist by the American Board of Pathology at the time of the diagnosis?

.....  Yes  No

## COMMUNITY HOSPITAL OF ROANOKE VALLEY

ONE: (703) 985-8020

DEPARTMENT OF PATHOLOGY  
P.O. BOX 12946 ROANOKE, VIRGINIA 24029

## PATHOLOGY REPORT

PAT NO.: 95-S-4995

M.R. NO.: 465660

ROOM: ICU

DATE OF  
SURGERY: 7/19/95DATE  
RECEIVED: 7/20/95DATE  
REPORTED: 7/21/95

NAME:

AGE: 68

SEX: M

SURGEON: Polk

RE-OP DIAG.: Left Lung Nodule

REDACTED

OPERATION: Left Thoracotomy, Lobectomy

POST-OP DIAG.: Same

SPECIMEN: A) Upper Lobe Nodule - Left Lung (Frozen)  
 B) Level #5  
 C) Level #6  
 D) Level #7  
 E) Level #11  
 F) Left Upper Lung Lobe

TOSS:

Submitted in 6 parts:

FROZEN SECTION DIAGNOSIS: POSITIVE FOR CARCINOMA, FAVOR ADENOCARCINOMA (DH)

Received fresh for frozen section, identified as "upper lobe nodule, left lung", is a 6 x 4 x 3.5 cm. portion of lung with a dark purple, smooth (sur)al surface. There is a 2.5 cm. in diameter area of depression with a central, 0.3 cm. in diameter dimple. The pleura in this area is inked. Sectioning reveals a 5 x 3 x 2.7 cm., moderately defined, tan-brown, granular, rubbery nodule. A portion of the nodule with the dimpled pleura is frozen. The small amount of uninvolved parenchyma is tan-brown and spongy. The frozen section is submitted as A-FS-1; 3 additional sections as A2-4.

Received in formalin, identified as "level 5 lymph node", are two dark grey to black, finely granular lymph nodes measuring 0.5 and 1 cm. in greatest dimension. (Submitted as B1 and B2)

Received in formalin, identified as "level 6" lymph node is a 1.7 x 0.5 x 0.2 cm. irregular portion of tan-pink soft tissue. No lymph node is grossly identified. (All as C1)

ANTHONY D. CUZZOCREA, M.D.

WILLIAM E. JEFFERSON, III, M.D.

R. LEE TUCKER, M.D.

PATHOLOGY REPORT

COMMUNITY HOSPITAL OF ROANOKE VALLEY

E: (703) 985-8020

DEPARTMENT OF PATHOLOGY

P.O. BOX 12946 ROANOKE, VIRGINIA 24029

WR GRACE PIQ 44944-0024

PATHOLOGY REPORT

e 2

REDACTED

E:

NUMBER: 95-S-4995

Received in formalin, identified as "level 7 lymph node" are 2 portions dark red-brown soft tissue measuring from 1 x 0.5 x 0.4 cm. to 2.2 x 1 x 1 cm. Four dark gray to black, finely granular lymph nodes are identified, ranging from 0.6 to 1.5 cm. in greatest dimension. (Half of each submitted as D1 and D2)

Received in formalin, identified as "level 11 lymph node" is a 2.7 x 1.5 x 0.7 cm., dark gray to black lymph node. On sectioning, this appears as three connected lymph nodes. This has been longitudinally bisected and half is submitted as E1.

Received in formalin, identified as "left upper lung lobe", is a 16.5 x 8 x 2.5 cm., 206 gram lobe of lung with dark pink, wrinkled pleura. On the medial anterior aspect is a 13.2 cm. incision along the long axis which has been closed with staples. On the inferior medial aspect, 0.7 cm. below the bronchial resection margin, is a 6.2 cm. in length incision along the long axis, which has also been closed with staples. 7 parabronchial lymph nodes with dark gray to black, finely granular surfaces are identified, ranging from 0.7 to 1.5 cm. in greatest dimension. (Half of each is submitted in F1-3)

The bronchial and vascular margins appear free of tumor. The parenchyma is dark red and congested. There is no gross evidence of residual tumor at the previous biopsy site. No additional nodules are noted in the parenchyma. (Representative sections as F4-9)

Summary of sections:

- 1 - FS-1 - upper lobe nodule, frozen section
- 2 - nodule with dimpled pleura
- 3 - nodule and parenchyma
- 4 - left upper lobe of lung parenchyma away from nodule
- 1,2 - level 5 lymph nodes
- 1 - level 6 lymph nodes
- 1,2 - level 7 lymph nodes
- 1 - level 11 lymph nodes
- 1,2 - parabronchial lymph nodes of left upper lobe of lung
- 1 - vascular margin
- 1 - bronchial margin
- 1,2 - parenchyma around biopsy site
- 1 - parenchyma away from biopsy site

COMMUNITY HOSPITAL OF ROANOKE VALLEY

PHONE: (703) 985-8020

DEPARTMENT OF PATHOLOGY  
P.O. BOX 12946 ROANOKE, VIRGINIA 24029



PATHOLOGY REPORT

Page 3

NAME: REDACTED NUMBER: 95-S-4995

MICROSCOPIC:

AI-4) Sections are of lung. There is a poorly defined nodule present, composed of dense fibrous tissue throughout which there are scattered small aggregates and glandular neoplastic cells. The glands are lined by definite columnar epithelium and show focal areas of mucin production. The aggregates appear more solid and all show some evidence of pleomorphism, vesicular nuclei and mitotic activity. In one of the central area there appears to be a bronchiole present that is partially lined by ciliated epithelium, but also partially by neoplastic epithelium. Whether this is invasion of the neoplasm or represents a site of origin cannot be determined. Necrosis is present. Mucoid aggregates are present and free-floating tumor is noted in alveolar spaces away from the main nodule. The tumor extends quite close to the pleural surface, but I do not see any evidence in these sections of penetration of the pleura.

AI-2) Two lymph nodes are identified. No evidence of neoplasm is noted. Anthracosis is present.

II-1) Sections are of one lymph node. There is no evidence of metastatic or primary neoplasm present.

II-2) Sections are of four lymph nodes. No evidence of metastatic or primary tumor is noted.

II-3) Sections are of three lymph nodes. No evidence of atypia is present, no metastatic or primary neoplasm is identified.

II-3) Sections reveal 8 portions of lymph nodes. Again, anthracosis is present but no evidence of metastatic or primary neoplasm is identified.

II-5) Sections of the bronchial and vascular margins do not reveal any evidence of neoplasm.

II-8) Additional sections around the biopsy site reveal areas of fibrosis and in one section there appear to be some dysplastic columnar epithelial cells lining what appear to be alveolar spaces. No evidence of definite malignancy, however, is identified.

II-9) Sections of the parenchyma away from the biopsy site appear unremarkable.

ANTHONY D. CUZZOCREA, M.D.

WILLIAM E. JEFFERSON, III, M.D.

F. LEE TUCKER, M.D.

PATHOLOGY REPORT

COMMUNITY HOSPITAL OF ROANOKE VALLEY

PHONE: (703) 985-8020

DEPARTMENT OF PATHOLOGY  
P.O. BOX 12946 ROANOKE, VIRGINIA 24029

WR GRACE PIQ 44944-0026

PATHOLOGY REPORT

Page 4

NAME: REDACTED

NUMBER: 95-S-4995

DIAGNOSIS:

UPPER LOBE NODULE, LEFT LUNG:

- MODERATELY DIFFERENTIATED ADENOCARCINOMA, PARTIALLY MUCINOUS.
- TUMOR APPROXIMATES BUT DOES NOT PENETRATE PARIETAL PLEURA.

LEVEL 5 LYMPH NODES (2):

- NO EVIDENCE OF METASTATIC TUMOR.

LEVEL 6 LYMPH NODE (1):

- NO EVIDENCE OF METASTATIC TUMOR.

LEVEL 7 LYMPH NODES (4):

- NO EVIDENCE OF METASTATIC TUMOR.

LEVEL 11 LYMPH NODES (3):

- NO EVIDENCE OF METASTATIC TUMOR.

LEFT UPPER LOBE OF LUNG:

- FOCUS OF RESIDUAL DYSPLASTIC EPITHELIUM.
- RESECTED BRONCHIAL AND VASCULAR MARGINS FREE OF TUMOR.

PARABRONCHIAL LYMPH NODES (8):

- NO EVIDENCE OF METASTATIC TUMOR.

SUMMARY

M:stologic type: Adenocarcinoma, partially mucinous

M:stologic grade: Moderately differentiated.

Tumor size: 5 cm.

Extent: Approximating but not penetrating pleura, resected margins free of tumor

Lymph nodes(18): No evidence of neoplasm.

PP:ADC:mtm

ANTHONY B. CUZZOCREA, M.D.

WILLIAM E. JEFFERSON, III, M.D.

F. LEE TUCKER, M.D.

PATHOLOGY REPORT

RICHARD B. LEVINE, M.D.



Practice Limited to Radiology

304 Dogwood Lane  
Elkins Park, PA 19117  
(215) 884-1523

January 13, 1994

**REDACTED**

The chest in two projections 1/13/94 demonstrates the trachea, mediastinal structures and cardiac silhouette to be intact. Interstitial fibrosis is noted within the lower lung zones bilaterally. The ILO classification is consistent with T-T, I-I. There is also a calcified pleural plaque posteriorly on the right. This combination of findings is typical of previous occupational exposure to asbestos dust and diagnostic of asbestosis.

**SUMMARY:**

Asbestosis.

*Richard B. Levine M.D.*

COMMONWEALTH OF VIRGINIA  
CERTIFIED COPY OF DEATH RECORDCOMMONWEALTH OF VIRGINIA - CERTIFICATE OF WR GRACE PIO 44944-0028  
DEPARTMENT OF HEALTH - DIVISION OF VITAL RECORDS - RIC

COPY A FOR DIVISION OF VITAL RECORDS		REGISTRATION AREA NUMBER 204	CERTIFICATE NUMBER 33	STATE FILE NUMBER		
DECEDENT		1. FULL NAME OF DECEDENT (First) (middle) (last)			2. SEX <input checked="" type="checkbox"/>	
		3. DATE OF DEATH August 1, 1995	4. AGE 68	IF UNDER 1 YEAR MONTHS DAYS	5. DATE OF BIRTH (mo) (day) (year)	6. WAS DECEDENT EVER IN U.S. ARMED FORCES <input checked="" type="checkbox"/>
PLACE OF DEATH		7. NAME OF HOSPITAL OR INSTITUTION OF DEATH (If none, so state) Alleghany Regional Hospital			8. COUNTY OF DEATH (If independent city, leave blank) Alleghany	
USUAL RESIDENCE OF DECEDENT		9. CITY OR TOWN OF DEATH Inside city or town limits? yes <input type="checkbox"/> no <input checked="" type="checkbox"/>			10. STREET ADDRESS OR RT. NO. OF PLACE OF DEATH	
PERSONAL DATA OF DECEDENT		11. STATE (OR FOREIGN COUNTRY) OF DECEDENT'S RESIDENCE			12. COUNTY OF DECEDENT'S RESIDENCE (If independent city, leave blank)	
		13. CITY OR TOWN OF RESIDENCE Inside city or town limits? yes <input type="checkbox"/> no <input checked="" type="checkbox"/>			14. STREET ADDRESS OR RT. NO. OF RESIDENCE ZIP	
		15. NAME OF DECEDENT'S FATHER	16. MARRIED NAME OF DECEDENT'S MOTHER			
		17. RACE OF DECEDENT White	18. OF HISPANIC ORIGIN <input checked="" type="checkbox"/> no <input type="checkbox"/> yes	19. EDUCATION (Specify only highest grade completed) Elementary/Secondary (0-12) 11 College (1-4 or 5+) 4		
		20. CITIZEN OF WHAT COUNTRY USA	21. BIRTHPLACE (state or country)	22. NEVER MARRIED <input type="checkbox"/>	DIVORCED <input type="checkbox"/>	23. IF MARRIED OR WIDOWED, NAME OF SPOUSE (If divorced leave blank)
		24. SOCIAL SECURITY NUMBER	25. USUAL OR LAST OCCUPATION	26. KIND OF BUSINESS OR INDUSTRY	27. INFORMANT - OR SOURCE OF INFORMATION	
CAUSE OF DEATH TO PHYSICIAN: Complete and sign medical certification (item 28) and return both to funeral director as soon as possible after determination of cause.  NOTE: If "Pending" must be indicated, so state in part I and notify registrar of final decision as soon as possible.		28. PART I. Enter the disease, injury, or complication that caused the death. Do not enter the mode of dying, such as cardiac or respiratory arrest, shock, or heart failure. List only one cause on each line.  IMMEDIATE CAUSE (Final disease or condition resulting in death) → (A) <u>Respiratory Failure</u> DUE TO OR AS A CONSEQUENCE OF:  Sequently 1st conditions, if any, leading to immediate cause. Enter UNDERLYING CAUSE (Disease or injury that initiated events resulting in death) LAST (B) <u>Tumour</u> <u>Carcinoma</u> DUE TO OR AS A CONSEQUENCE OF: (C) <u>Possible Pulmonary Embolism</u>			INTERVAL: ONSET/AN	
		29a. IF FEMALE, WAS THERE A PREGNANCY IN PAST 3 MONTHS? yes <input type="checkbox"/> no <input type="checkbox"/> unknown <input type="checkbox"/>			29c. IF EXTERNAL CAUSE, IT WAS PRIMARY <input type="checkbox"/> OR CONTRIBUTING <input type="checkbox"/> TO CAUSE OF DEATH	
		29e. TIME OF INJURY (mo.) (day) (year) A.M. <input type="checkbox"/> P.M. <input type="checkbox"/>			29f. INJURY OCCURRED while at work <input type="checkbox"/> not while at work <input type="checkbox"/>	
		29g. PLACE OF INJURY (home, farm, factory, street, office bldg., etc.)			29h. (city or town) (county)	
		29i. To the best of my knowledge, death occurred at			(a.m.) (p.m.) on the date and place and from the cause DATE SIGNED: <u>8/3/95</u>	
MEDICAL CERTIFICATION		NAME OF ATTENDING PHYSICIAN (print) <u>Jorge Gordinho, M.D.</u>			ADDRESS OF ATTENDING PHYSICIAN Low Moor, Virginia	
FUNERAL DIRECTOR		30. BURIAL REMOVAL <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/>	30. PLACE OF BURIAL, REMOVAL, ETC. Blue Ridge Cremation ( Alleghany Memorial Park, Low M	(name of cemetery or crematory) (city or county)		
		31. (Signature of funeral director or person legally filing this certificate) <u>Robert J. Shesser</u>			NAME OF FUNERAL HOME AND ADDRESS: Nicely Funeral Home, Inc. Clifton Forge, Va. 24422	
REGISTRAR		32. (Signature of registrar) <u>Wanda Moore</u>	DATE RECORD FILED: 08-03-95			
		RESERVED FOR REGISTRAR'S USE				

THIS IS TO CERTIFY THAT THIS IS A TRUE AND CORRECT REPRODUCTION OF THE ORIGINAL RECORD FILED IN THE CLIFTON FORGE DEPARTMENT OF HEALTH CLIFTON FORGE, VIRGINIA

DATE ISSUED 8/3/95

REGISTRAR OR DEPUTY

(SEAL)

ANY REPRODUCTION OF THIS DOCUMENT IS PROHIBITED BY STATUTE. DO NOT ACCEPT UNLESS IT BEARS THE IMPRESSED SEAL OF THE CLIFTON FORGE HEALTH DEPARTMENT OF HEALTH CLEARLY AFFIXED.  
SECTION 32-353.27, CODE OF VIRGINIA, AS AMENDED.



WR GRACE PIQ 44944-0028

WILL & INVENTORY  
BOOK 033 PAGE 748

VIRGINIA: IN THE CLERK'S OFFICE OF THE CIRCUIT COURT OF ALLEGHANY COUNTY  
THE TWELFTH DAY OF AUGUST, 1995

RE:

REDACTED

O R D E R   O F   P R O B A T E

A ONE-PAGE, apparently holographic, paper writing dated April 1, 1963 and purporting to be the true Last Will and Testament of , now deceased, having been presented to this court on the date listed above and offered for probate by the sole heir-at-law and sole beneficiary under the paper writing at hand and the individual nominated therein as executor,

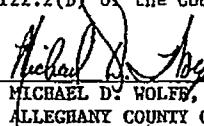
AND, IT APPEARING that last resided at 1014 Cliftwood Circle near the City of Clifton Forge but within the County of Alleghany and within the jurisdiction of this court and that the decedent was, at the time the document at hand was executed, over the age of 18 years and capable of making testamentary writings, and that he intended to create, through the execution of the paper writing at hand, his true Last Will and Testament,

AND, MARY C. PAXTON and BETTY LOU SCHROCK, residents of this Commonwealth, having both been duly sworn and having deposed and said that they are well-acquainted with the handwriting of the decedent and, being shown the purported writing of April 1, 1963, having said they believe it to be wholly in the handwriting of the decedent and that the signature is the genuine signature of the decedent and that they are disinterested in the estate of the decedent,

THEREUPON, the one-page, holographic paper writing of April 1, 1963 and now under discussion is ADJUDGED and ESTABLISHED to be the true Last Will and Testament of , now deceased, and is ORDERED to be now recorded as such in the current will and inventory book of this court.

AND, FINALLY, there being no request to appoint a personal representative for this estate and there being no apparent need to do so, no appointment is made at this time. Notice of probate and affidavit thereof are apparently waived under provisions of §64.1-122.2(B) of the Code of Virginia.

ENTER: AUGUST 14, 1995

  
MICHAEL D. WOLFE, CLERK  
ALLEGHANY COUNTY CIRCUIT COURT

REDACTED

REDACTED

**Hartley & O'Brien, PLLC**  
Attorneys & Counselors at Law



R. DEAN HARTLEY (WV, PA & KY)  
JAMES M. O'BRIEN (WV, PA & KY)  
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Telephone: (304) 233-0777  
Telecopier: (304) 233-0774

July 11, 2006

**Via Federal Express**

Claims Processing Agent  
RUST CONSULTING, INC.  
201 S. Lyndale Avenue  
Faribault, MN 55021

**Re: W.R. Grace & Co. Bankruptcy**

Dear Sir or Madam:

Enclosed you will find 152 W.R. Grace Asbestos Personal Injury Questionnaires for the claimants on the attached list.

If there are any problems or you need any other information, feel free to contact me via phone or e-mail at [mburge@hartleyobrien.com](mailto:mburge@hartleyobrien.com).

Sincerely,

MISSY BURGE  
SETTLEMENT COORDINATOR

Enc.



FedEx | Ship Manager | Label7927 9171 6907

Page 1 of 1

From: Origin ID: (304)233-0777  
MISSY BURGE  
HARTLEY & O'BRIEN, PLLC  
2001 MAIN STREET  
SUITE 600  
WHEELING, WV 26003



Ship Date: 11JUL06  
ActWgt: 30 LB Dimmed: 17X17X9 IN  
System#: 5449958/NET2500  
Account#: S\*\*\*\*\*

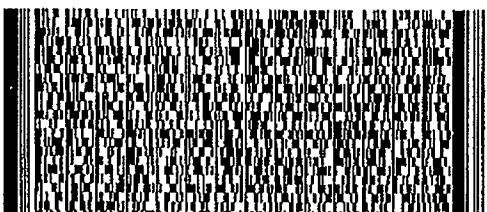
REF: WR Grace Questionnaires



Delivery Address Bar Code

SHIP TO: (507)333-4300 BILL SENDER  
Attn: WR Grace Claims Processor  
Rust Consulting, Inc.  
201 S Lyndale Avenue

Faribault, MN 55021



PRIORITY OVERNIGHT

WED

TRK# 7927 9171 6907 FORM 0201

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